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TITLE 7—AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[FDO 70, Amdt. 2]

PART 1470—FOOD STORAGE FACILITIES

REFRIGERATED FOOD STORAGE FACILITIES

Food Distribution Order 70, issued by the War Food Administrator on July 31, 1943 (8 F.R. 10703) as amended on August 31, 1943 (8 F.R. 12039), is further amended to read as follows:

§ 1470.1 *Restrictions on use of refrigerated storage facilities—(a) Definitions.* When used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(1) The term "person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not, and includes the United States, or any agency thereof, any State or political subdivision or agency thereof, and any other Government or agency thereof.

(2) The term "refrigerated storage facility" means any artificially cooled storage space of more than 10,000 cubic feet capacity (not operated as a part of an established wholesale or retail food business, hotel, or other establishment where persons are housed or fed, and not including that portion of the refrigerated storage facility occupied by individual lockers having a capacity of less than twenty-five cubic feet).

(3) The term "restricted commodities" means any commodity not to be placed in refrigerated storage as designated by the Director.

(4) The term "storage month" means the period during which the monthly rate charged for the storage of any commodity is applicable.

(5) The term "Director" means the Director of Food Distribution, War Food Administration.

(b) *Restrictions.* No person operating a refrigerated storage facility shall, after the effective date of this order, unless

specifically authorized by the Director:

(1) Receive in storage in such facility restricted commodities.

(2) Retain in storage in such facility restricted commodities after the expiration of the current storage month applicable to each item or lot of commodities in storage: *Provided*, That a minimum period of six days, excluding Sunday, after the effective date of this order shall be allowed in which to remove all such commodities from such facilities.

(3) Hold, for a period in excess of seventy-two hours from the time the reservation is made, storage space reserved by any person in such facility, unless the person operating such refrigerated storage facility is furnished with car numbers or copies of the bills of lading covering commodities which have been shipped to such facility by common carrier, or when means of transportation other than common carrier are used, other adequate evidence that the commodities to be stored have been shipped or are otherwise en route to such facility: *Provided*, That space may be held for the account of the War Department, the Navy Department and the Office of Distribution, War Food Administration for a period not to exceed seven days from the date the reservation is made: *Provided, further*, That this paragraph (b) (3) shall not apply to the reservation of storage space for any food in its natural or unprocessed state which has not been previously wrapped, packed or prepared for market, or to fruits and vegetables packed in the field and moving to the first refrigerated storage facility.

(c) *Restrictions as to length of storage.* No person shall, after the effective date of this order, unless specifically authorized by the Director: (1) Store or cause to be stored in a refrigerated storage facility any commodity or merchandise for a period or periods in excess of a total of ten months: *Provided*, That a minimum of thirty days, after the effective date of this order, shall be allowed in which to remove all such commodities or merchandise affected by this paragraph (c).

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NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
Book 2: Titles 4-9, with index.

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(2) Store or accept for storage in a refrigerated storage facility any commodity or merchandise unless there is submitted therewith a certificate signed by the owner or his authorized representative showing the total time during which such commodities or merchandise have been previously stored in a refrigerated storage facility or facilities. Such certificate shall be retained by each person operating a refrigerated storage facility for a period of one year following the release of the commodities or merchandise listed thereon.

(d) *Contracts.* The restrictions of this order shall be observed without regard to contracts heretofore or hereafter entered into, or any rights accrued, or payments made thereunder.

(e) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises of, or commodities held in storage by, any person, and to make such investigations, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Records and reports.* The Director shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(g) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(h) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may apply in writing for relief to the Director, setting forth in such petition all pertinent facts and the nature of the relief sought. The Director may thereupon take such action as he deems appropriate, which action shall be final.

(i) *Violations.* The War Food Administrator may, by suspension order, pro-

hibit any person who violates any provision of this order from receiving, making any deliveries of, or using any material or facilities subject to priority or allocation control by the War Food Administrator, and may recommend that any such person be prohibited from receiving, making any deliveries of, or using materials or facilities subject to the priority or allocation control of other governmental agencies. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the Director, be addressed to the Director of Food Distribution, War Food Administration, United States Department of Agriculture, Washington 25, D. C., Ref. FDO 70.

(k) *Territorial extent.* This order shall apply only to the forty-eight States of the United States, and the District of Columbia.

(l) *Effective date.* This order shall become effective 12:01 a. m., e. w. t., March 22, 1944. With respect to violations, rights accrued, or liabilities incurred prior to the effective date of this amendment, Food Distribution Order 70 as amended shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right or liability.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14785)

Issued this 21st day of March 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F.R. Doc. 44-4022; Filed, March 21, 1944;
3:21 p. m.]

[FDO 70-1, Amdt. 2]

PART 1470—FOOD STORAGE FACILITIES

DESIGNATION OF RESTRICTED COMMODITIES AND REQUIREMENT OF REPORTS

Pursuant to the authority vested in me by Food Distribution Order No. 70 dated July 31, 1943 (8 F.R. 10703), as amended on August 31, 1943 (8 F.R. 12039), Food Distribution Order No. 70-1, dated July 31, 1943 (8 F.R. 10704), as amended on August 31, 1943 (8 F.R. 12039), is further amended to read as follows:

§ 1470.2 *Restricted commodities designated and reports required—(a) Definitions.* The definitions of terms contained in Food Distribution Order No. 70, as amended, shall apply to this order when such terms are used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(1) The term "net piling space" means the space available for the storage of

commodities; i. e., the space inside rooms measured from wall to wall and floor to ceiling, minus the actual space provided for ventilation outside of the piling space and space occupied by coils, aisles, posts, and for proper clearance of ceiling sprinklers.

(2) The term "freezer space" means any space in a refrigerated storage facility held at a temperature of 29 degrees Fahrenheit or lower.

(3) The term "cooler space" means any space in a refrigerated storage facility held at a temperature between 30 and 50 degrees Fahrenheit.

(b) *Designation of restricted commodities.* The following are designated as restricted commodities not to be placed in refrigerated storage:

- (1) Evaporated milk
- (2) Canned condensed milk
- (3) Dried skim milk
- (4) Dried whole milk in gas filled hermetically sealed containers
- (5) Sterile canned meats
- (6) Canned processed cheese
- (7) All types of flour and dry cereals
- (8) Canned fruits and vegetables except citrus concentrates
- (9) Beer, wines, and liquors
- (10) Nuts in the shell (including peanuts)
- (11) Canned fish and canned shellfish in hermetically sealed containers except frozen crabmeat and shrimp
- (12) Carter spread

(c) *Records and reports.* Any person operating a refrigerated storage facility shall: (1) Report to the Director of Food Distribution, War Food Administration, Washington 25, D. C., Ref. FDO 70 the following information:

(i) On Form FDO 70-7, within fifteen days after the effective date of this order, a list of all commodities designated in paragraph (b), (10), (11), and (12) hereof held by such person in a refrigerated storage facility on the effective date of this order, the quantity of each and the date on which the current storage month of each commodity or lot expires.

(ii) On Form FDO 70-6, within fifteen days after the effective date of this order, a list of all commodities or merchandise which have been in storage in a refrigerated storage facility for a period of ten months or longer and the names of the owners thereof.

(iii) On Form FDO 70-2, within three working days after the first and fifteenth day of each month following the effective date of this order, the number of cubic feet of cooler and freezer space occupied, for all purposes, as of the first and fifteenth day of each month.

(iv) On Form FDO 70-6, within fifteen days after the first day of each month, a list of all commodities or merchandise which have been stored in a refrigerated storage facility for a period of nine months or longer, the quantity in pounds of each commodity and the name of the owner thereof.

(2) On Form FDA 216, within six working days after the first day of each month following the effective date hereof, report to the Director of Food Distribution, War Food Administration, Washington 25, D. C., Ref. Cold Storage Reports the quantity of each commodity as designated thereon, held in a refrig-

erated storage facility as of the first day of each month.

(3) The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(d) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., on the 22d day of March 1944. With respect to violations, rights accrued, or liabilities incurred prior to the effective date of this amendment, Food Distribution Order No. 70-1 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; FDO-70, 8 F.R. 10703; E.O. 9392, 8 F.R. 14785)

Issued this 21st day of March, 1944.

C. W. KITCHEN,
Acting Director of Food Distribution.

[F. R. Doc. 44-4203; Filed, March 21, 1944;
3:21 p. m.]

[FDO 90, Amdt. 1]

PART 1470—FOOD STORAGE FACILITIES

REFRIGERATED FOOD STORAGE FACILITIES

Food Distribution Order 90, issued by the War Food Administrator on December 22, 1943 (8 F.R. 17335), is amended to read as follows:

§ 1470.3 *Restrictions on use of freezer space—(a) Definitions.* When used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(1) The term "person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not, and includes the United States, or any agency thereof, any State or political subdivision or agency thereof, and any other Government or agency thereof.

(2) The term "freezer space" means any artificially cooled storage space of 10,000 cubic feet net capacity or more which can be maintained at a temperature of 29 degrees Fahrenheit or lower (not operated as a part of an established wholesale or retail food business, hotel, or other establishment where persons are housed or fed, and not including that portion of the freezer space occupied by individual lockers having a capacity of less than 25 cubic feet, curing cellars, cutting rooms, and chill rooms, held in excess of 29 degrees Fahrenheit, which are used in processing of meat).

(3) The term "excluded commodities," means any commodity not to be placed in freezer space as designated by the Director.

(4) The term "limited-storage commodities" means any commodity which may be placed in freezer space but not held there for a longer period of time than designated by the Director.

(5) The term "reduced storage commodities" means any commodity the quantity of which stored in freezer space must be reduced as designated by the Director.

(6) The term "Armed Services of the United States" means the Army, the Navy, the Marine Corps, and the Coast Guard of the United States.

(7) The term "storage month" means the period during which the monthly rate charged for the storage of any commodity is applicable.

(8) The term "Director" means the Director of Food Distribution, War Food Administration.

(b) *Restrictions on use of freezer space.* No person operating freezer space facilities shall, after the effective date of this order, unless specifically authorized by the Director:

(1) Receive for freezing or for storage in such freezer space excluded commodities.

(2) Retain in freezer space in such facility excluded commodities after the expiration of the current storage month applicable to every item or lot of commodities in storage: *Provided*, That a minimum period of ten days, excluding Sundays, after the effective date of this order shall be allowed in which to remove all such commodities from such facility.

(3) Retain in freezer space for a period in excess of ten days any limited storage commodity: *Provided*, That a period of ten days, excluding Sundays, from the effective date of this order or a period to the end of the current storage month, whichever is the longer, will be allowed in which to remove from such facility all such commodities that are now in storage.

(4) Accept for storage in freezer space limited-storage commodities, which have previously been held in freezer space for a period of ten days or more.

(c) *Reduction of the quantity of various commodities stored in freezer space.* No person shall, after thirty days, following the effective date of this order, unless specifically authorized by the Director, store or cause to be stored in freezer space facilities more than a total of eighty percent by weight of the reduced storage commodities held in storage in freezer space as of the effective date of this order. This reduction shall apply to the total of the stocks of reduced storage commodities of each person held in each freezer space facility without regard to commodities. This paragraph (c) shall not apply to the Armed Services of the United States or to persons holding poultry for a governmental agency pursuant to paragraph (b) of FDO 91 (8 F.R. 17502). The restriction contained in this paragraph (c) shall continue in effect only until June 1, 1944.

(d) *Contracts.* The restrictions of this order shall be observed without regard to contracts heretofore or hereafter entered into, or any rights accrued, or payments made thereunder.

(e) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises of, or commodities held in storage by, any person, and to make such investigations, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Records and reports.* The Director shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(g) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(h) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may apply in writing for relief to the Director, setting forth in such petition all pertinent facts and the nature of the relief sought. The Director may thereupon take such action as he deems appropriate, which action shall be final.

(i) *Violations.* The War Food Administrator may, by suspension order, prohibit any person who violates any provision of this order from receiving, making any deliveries of, or using any material or facilities subject to priority or allocation control by the War Food Administrator, and may recommend that any such person be prohibited from receiving, making any deliveries of, or using materials or facilities subject to the priority or allocation control of other governmental agencies. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the Director, be addressed to the Director of Food Distribution, War Food Administration, United States Department of Agriculture, Washington 25, D. C., Ref. FD 90.

(k) *Territorial extent.* This order shall apply only to the forty-eight States of the United States, and the District of Columbia.

(l) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., on the 22d day of March 1944. With respect to violations, rights accrued, or liabilities incurred prior to the effective date of this amendment, Food Distribution Order No. 90 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14785)

Issued this 21st day of March 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 44-4024; Filed, March 21, 1944;
4:02 p. m.]

[FDO 90-1, Amdt. 1]

PART 1470—FOOD STORAGE FACILITIES

DESIGNATION OF RESTRICTED COMMODITIES AND REQUIREMENT OF REPORTS

Pursuant to the authority vested in the Director by Food Distribution Order No. 90 issued December 22, 1943 (8 F.R. 17336), as amended, Food Distribution Order No. 90-1 issued December 22, 1943 (8 F.R. 17335) is amended by deleting therefrom 1470.4 (e) and inserting in lieu thereof the following:

(e) *Designation of reduced storage commodities.* The following are designated as reduced storage commodities:

- (1) Frozen poultry
- (2) Frozen and cold pack fruits and vegetables
- (3) Frozen puree (fruits and vegetables)

(f) *Effective date.* This amendment shall become effective 12:01 a. m., e. w. t. March 22, 1944. With respect to violations, rights accrued, or liabilities incurred prior to the effective date of this amendment, Food Distribution Order 90-1 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14785)

Issued this 21st day of March 1944.

C. W. KITCHEN,
Acting Director Food Distribution.

[F. R. Doc. 44-4025; Filed, March 21, 1944;
3:21 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter V—Military Reservations and National Cemeteries

PART 57—SERVICE CLUBS, HOSTESSES, AND LIBRARIANS

HOSTESS; LIBRARIAN SERVICE UNIFORM

Sections 57.21 to 57.33 (7 F.R. 7185, 9449; 8 F.R. 4817) are hereby rescinded and the following §§ 57.21 to 57.33 are substituted therefor. The regulations in these sections are also contained in Army Regulations No. 600-36, dated 25 February 1944, the particular paragraphs being shown in brackets at end of sections.

- Sec.
- 57.21 Service uniform; general.
 - 57.22 Change in design or material.
 - 57.23 Winter service uniform.
 - 57.24 Summer service uniform.
 - 57.25 Headgear.

Sec.
57.26 Coat.
57.27 Skirt.
57.28 Overcoat, long.
57.29 Trench coat.
57.30 Buttons.
57.31 Adopted standards of cloth.
57.32 Insignia; Army Hostess and Librarian Service.
57.33 Insignia; United Service Organizations; camp shows.

AUTHORITY: §§ 57.21 to 57.33, inclusive, issued under R.S. 161; 5 U.S.C. 22.

§ 57.21 *Service uniform; general—*
(a) *In continental United States.* The hostess-librarian service uniform will be worn in the continental United States only by members of the Army Hostess and Librarian Service.

(b) *In oversea theaters, departments, and base commands.* In addition to its wear by members of the Army Hostess and Librarian Service, the purchase and wear of the hostess-librarian uniform, without insignia, in oversea theaters are authorized for all civilian women personnel employed by any department or agency of the United States Government, and for such other civilian women personnel employed in furtherance of the United States war effort who may be specifically accorded such authorization by the theater commander. This authority will not be extended to employees who are normally resident in the theater. It will also not be extended to civilian women personnel in the Territory of Hawaii and the Panama Canal Zone, except for personnel of organizations specifically authorized by the War Department.

(c) *United Service Organizations.* Women personnel sent abroad by the United Service Organizations (USO) are specifically authorized to wear the hostess-librarian uniform, modified as prescribed in these regulations in all oversea theaters and while en route. [Par. 1]

§ 57.22 *Change in design or material.* Whenever changes in design or material of uniforms are made, all members of the Army Hostess and Librarian Service or other personnel authorized to wear this uniform are authorized to wear out existing clothing. Uniforms procured or manufactured after promulgation of changes will be of the new type. [Par. 3]

§ 57.23 *Winter service uniform.* The winter service uniform for the Army Hostess and Librarian Service, and other organizations or other personnel authorized to wear this uniform, consists of the following items:

- (a) Cap, service, gabardine, hostess-librarian (except for USO).
- (b) Cap, garrison, gabardine, USO (for USO only).
- (c) Coat, service, gabardine, hostess-librarian.
- (d) Skirt, service, gabardine, hostess-librarian.
- (e) Waist, white, women's (commercial pattern).
- (f) Shoes, black, or dark blue, oxford type (commercial pattern).
- (g) Hosiery, neutral shade.
- (h) Gloves, leather, dress, black, grey, or dark blue (commercial pattern).

Optional

- (i) Overcoat, long, hostess-librarian.
- (j) Trench coat, women's, drab.
- (k) Raincoat, black or dark blue, women's (commercial pattern).
- (l) Scarf, black or dark blue (commercial pattern).
- (m) Sweater, blue (commercial pattern).
- (n) Overshoes, black (commercial pattern).
- (o) Bag, utility, black or dark blue. [Par. 4]

§ 57.24 *Summer service uniform.* The summer service uniform for members of the Army Hostess and Librarian Service, other authorized organizations, and other personnel authorized to wear this uniform will conform to the winter service uniform, except that the wear of either a spun rayon uniform in the same blue shade as the winter uniform, or a blue and white striped seersucker uniform is authorized. The special items of summer uniform which will be worn in lieu of corresponding items of winter uniform are as follows:

- (a) *Rayon summer service uniform.*
- (1) Coat, service, rayon, hostess-librarian.
- (2) Skirt, service, rayon, hostess-librarian.
- (b) *Seersucker summer service uniform.*
- (1) Coat, service, seersucker, hostess-librarian.
- (2) Skirt, service, seersucker, hostess-librarian. [Par. 5]

§ 57.25 *Headgear—*(a) *Army Hostess and Librarian Service.* Of adopted design with insignia of the Army Hostess and Librarian Service to be attached thereto.

(b) *USO.* Women's garrison cap of adopted design with insignia of the USO to be attached thereto.

(c) *Other authorized personnel.* Hostess-librarian cap without insignia. [Par. 6]

§ 57.26 *Coat—*(a) *General description.* A single-breasted coat; lining, if desired, to be the same color as coat; to be slightly fitted at the waist, buttoned down the front with five coat buttons equally spaced so that the coat may be closed and buttoned to the collar.

(b) *Collar.* The collar to extend approximately $\frac{3}{4}$ inch horizontally from the notch of the lapel.

(c) *Pockets.* There will be four outside pockets, two upper and two lower, placed so that the upper lines are horizontal. The pockets will be slightly rounded at the lower corners. The pockets will be of suitable size according to the size of the coat, approximately of the following dimensions:

- (1) *Upper pockets.* Depth $4\frac{1}{4}$ inches; width at top $4\frac{1}{2}$ inches, at bottom $4\frac{3}{4}$ inches.
- (2) *Lower pockets.* Depth 7 inches; width at top $5\frac{1}{4}$ inches, at bottom $6\frac{3}{4}$ inches. [Par. 7]

§ 57.27 *Skirt.* Of adopted design, eight gore, with a $1\frac{1}{2}$ -inch waist band and side opening of suitable closure. [Par. 8]

§ 57.28 *Overcoat, long—*(a) *General description.* A single-breasted women's type overcoat with buttoned-in lining of the same color; buttoned down the front with four large overcoat buttons, the three lower buttons approximately $4\frac{1}{4}$ inches apart, the top button for use in closing the coat to the neck; back to be an inverted box-pleat, closed at the waist and at the top, to have backstraps let into the side seams at the waistline, fastened together with two large overcoat buttons and buttonholes.

(b) *Pockets.* Two outside slash pockets, one on each side, with vertical openings. [Par. 9]

§ 57.29 *Trench coat—*(a) *Design.* A utility coat, with a buttoned-in removable wool lining; double-breasted with convertible roll collar and notch lapel, buttoned down the front with a double row of large overcoat buttons, three on each side; a rectangular throatpiece with two buttonholes for 24-ligne buttons; a detachable belt of the same material as coat with matching plastic buckle; adjustable tabs to button at cuff; two diagonal slash pockets.

(b) *Liner.* Made from a blue wool fabric, faced with a shoulder lining of drab color rayon fabric and with 20 buttons for buttoning into overcoat body. [Par. 10]

§ 57.30 *Buttons—*(a) *Coat.* Dark blue, four-hole plastic or other suitable composition, commercial type, 34-ligne.

(b) *Overcoat.* Dark blue, four-hole plastic or other suitable composition, commercial type, 45-ligne. [Par. 11]

§ 57.31 *Adopted standards of cloths—*(a) *Adopted standards.* The adopted standards of cloth for the hostess-librarian are as follows:

(1) *Winter service uniform—*(i) *Coat, cap and skirt—*(a) *Fabric.* Gabardine, worsted, $12\frac{1}{2}$ -ounce.

(b) *Color.* Light blue, shade No. 56.

(ii) *Overcoat—*(a) *Fabric.* Melton, or other suitable wool fabric, 17-26 ounce.

(b) *Color.* Light blue, shade No. 58 or slate blue, shade No. 59.

(iii) *Trench coat—*(a) *Fabric.* Gabardine, worsted, water-repellent.

(b) *Color.* Drab, shade No. 60.

(iv) *Waist—*(a) *Fabric.* Cotton, poplin or broadcloth; wool-rayon mixture.

(b) *Color.* White.

(2) *Summer service uniform, coat and skirt.* (i) Spun rayon, plain or twill weave, light blue, shade No. 56.

(ii) *Seersucker, blue and white stripe, blue, shade No. 17.*

(b) *Samples and specifications.* Samples of the adopted shades and standard cloths and of the several items of these prescribed uniforms, as approved by the Secretary of War, will be maintained on display at the Office of The Quartermaster General and in such other offices as he may prescribe. Specifications for the several articles of the uniforms and other clothing are published by The Quartermaster General. Prescribed articles of the uniforms will conform in quality, design, and color to the corresponding approved samples and specifications. [Par. 12]

§ 57.32 *Insignia; Army Hostess and Librarian Service*—(a) *Identification, brooch type.* (1) Of silver color metal of adopted design, engraved with name of hostess or librarian. Pin stem to be 2.1875 inches long, hinge to be the flat joint type, catch to be the ball-shaped safety type, the hinge and catch to be soldered to insignia with silver solder.

(b) *Shoulder sleeve and cap insignia.* (1) On a light blue semidisk approximately $1\frac{1}{2}$ inch radius, a fan $1\frac{1}{2}$ inches of nine pieces of varying lengths, radiating from an open center of $\frac{7}{16}$ diameter; each piece of a different color, clockwise from 9 to 3 as follows: Maroon, red, orange, green, white, dark blue, yellow, buff, and crimson. [Par. 13]

§ 57.33 *Insignia; United Service Organizations—Camp shows*—(a) *Shoulder sleeve and cap insignia.* On an arc $1\frac{3}{4}$ inches in width, inside radius 4 inches, and outside length 4 inches, of red, an eagle with wings displayed in white outlined in blue and charged with letters "U. S. O." in gold color metal, all above the words "Camp Shows" in white.

(b) *Lapel insignia.* On and over a red enameled rectangle $\frac{5}{16}$ inch in width and $1\frac{1}{4}$ inches in length an eagle displayed in white enamel charged with the letters "U. S. O." in gold color metal, all above the words "Camp Shows" in gold color metal. [Par. 14]

[SEAL]

J. A. ULIO,
Major General,
The Adjutant General.

[F. R. Doc. 44-4112; Filed, March 23, 1944;
10:31 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 60-4].

PART 60—AIR TRAFFIC RULES

TRANSPORTATION OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 20th day of March 1944.

Effective March 20, 1944, § 60.970 (a) of the Civil Air Regulations (9 F.R. 1591) is amended by striking the words "as amended to April 28, 1943," and placing a period after "1941."

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

[SEAL]

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 44-4116; Filed, March 23, 1944;
10:46 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter II—Railroad Retirement Board

PART 325—REGISTRATION AND CLAIMS FOR BENEFITS

PART 345—EMPLOYERS' CONTRIBUTIONS AND CONTRIBUTION REPORTS

MISCELLANEOUS AMENDMENTS

Pursuant to the authority contained in section 12 of the act of June 25, 1938 (52 Stat. 1094, 1107; 45 U.S.C. 362), regula-

tions of the Railroad Retirement Board under the Railroad Unemployment Insurance Act are amended as follows:

Section 325.1 *Statutory provisions* is amended by Board Order 44-78, dated February 10, 1944, by adding the following, effective November 1, 1940:

Section 1 (h) of the Railroad Unemployment Insurance Act, as amended, provides that:

(h) The term "registration period" means, with respect to any employee, the period which begins with the first day for which such employee registers at an employment office in accordance with such regulations as the Board may prescribe, and ends with whichever is the earlier of (i) the thirteenth day thereafter, or (ii) the day immediately preceding the day for which he next registers at a different employment office; and thereafter after each period which begins with the first day for which he next registers at an employment office after the end of his last preceding registration period and ends with whichever is the earlier of (i) the thirteenth day thereafter, or (ii) the day immediately preceding the day for which he next registers at a different employment office.

(Sec. 12, 52 Stat. 1107; 45 U.S.C. 362; sec. 1 (h), 52 Stat. 1095; 45 U.S.C., Sup. IV, 351 (h); amended by sec. 4, 53 Stat. 845; 45 U.S.C., Sup. V, 351 (h); amended by sec. 3, 54 Stat. 1094; 45 U.S.C. 351 (h))

Section 325.4 *Registration period; statutory provision* is rescinded by Board Order 44-78 dated February 10, 1944, effective March 1, 1944.

Section 325.5 is added, effective March 1, 1944, by Board Order 44-78 dated February 10, 1944, as follows:

§ 325.5 *Claim and withdrawal of claim*—(a) *Claim.* An employee shall claim a day as a day of unemployment by making registration with respect to such day.

(b) *Withdrawal of claim.* A claim to a day as a day of unemployment on the basis of a registration made with respect thereto may, in the absence of fraud, be withdrawn by the employee's (1) striking out his signature for such day on the registration and claim form, or (2) notifying the Board in writing that he no longer wishes to claim such a day as a day of unemployment on the basis of such registration.

Section 325.12 is amended, effective March 1, 1944, by Board Order 44-78 dated February 10, 1944, to read as follows:

§ 325.12 *Registration.* (a) *Method of registration*—Registration with respect to any day shall be made by the employee's appearing before an unemployment claims agent at a free employment office during such agent's working hours, subscribing to the statements on the registration and claim form provided by the Board, and signing on such form for each such day: *Provided, however,* That no registration shall be deemed to have been made with respect to any day which, if registration were made with respect to it, would be the first day of a registration period in a benefit year in which (1) the employee is not a qualified employee under section 3 of the Railroad Unemployment Insurance Act, or (2) benefits

have already been payable to him for 100 days of unemployment: *And provided further,* That if registration is made with respect to any day, and the claim to such day as a day of unemployment on the basis of such registration is not withdrawn, nothing done subsequent to such registration, except reregistration under § 325.50, shall be deemed registration with respect to such day.

(b) *Information required by registration and claim form.* Upon making registration, an employee shall furnish the information required by the registration and claim form provided by the Board. Until the information required by the registration and claim form with respect to any day shall have been received in the office of the Board in which the claims of the employee are being adjudicated, such day shall not be considered as a day of unemployment with respect to such employee.

(c) *Day of registration.* (1) Registration with respect to any day shall be made on such day or on the first business day thereafter, except that, if such day is not a business day, an employee who registered on the last business day preceding such day may register with respect thereto on the first or second business day thereafter. For the purpose of this subparagraph, the term "business day" means any day which is not a Sunday and is not a day which is generally observed as a holiday in the locality in which the employee registers.

(2) Notwithstanding the provisions of (1) hereof, the Board may require that registration by certain employees or classes of employees with respect to any day be made on that day.

(3) If an employee does not register with respect to any day within the time hereinabove specified, because of his being in transit to or from a job, or his being held over or lying over after completing a job in anticipation of a possible call for other work, or his being employed, or his being sick, or his complying with instructions from the Board to apply for work, or because of any other circumstance or condition directly affecting him and not attributable to any lack of diligence on his part, he may register with respect to such day on any of the seven days beginning with such day, and shall submit to an unemployment claims agent, to a duly authorized field representative of the Board, or to an office of the Board, a written statement explaining why he did not register with respect to such day within the time specified.

(4) If an employee does not register with respect to any day within the time hereinabove specified, because, after making reasonable efforts, he was unable to find an unemployment claims agent to take his registration, or because an unemployment claims agent at an employment office where such employee would otherwise have registered was not ready and willing to take his registration, or because such employee was given misinformation by an unemployment claims agent, a countersigning agent, the supervisor of such claims agent or countersigning agent, or an employee of the Board, such employee may register with

respect to such day at any time within one year of such day, and shall submit to an unemployment claims agent, to a duly authorized field representative of the Board, or to an office of the Board, a written statement explaining why he did not register with respect to such day within the time specified.

(5) If an employee of an employer which does not comply with the provisions of the Act and denies that it is an employer or denies that it is the employer of such employee registers in accordance with the requirements of a state unemployment compensation law, or is not permitted by the state unemployment compensation agency to register in accordance with such law, for any period which includes a day occurring while such employer fails to comply with the provisions of the Act, he may register with respect to such day at any time within one year of such day.

(d) *Hour of registration.* Registration shall be made during the unemployment claims agent's working hours. The Board may require that registration by certain employees or classes of employees with respect to any day shall be made at a designated hour. If an employee does not register with respect to any day at the designated hour, because of his being in transit to or from a job, or his being held over or lying over after completing a job in anticipation of a possible call for other work, or his being employed, or his being sick, or his complying with instructions from the Board to apply for work, or because of any other circumstance or condition directly affecting him and not attributable to any lack of diligence on his part, he may register with respect to such day at any other hour during the unemployment claims agent's working hours within the time specified in paragraph (c) hereof, and shall submit to an unemployment claims agent, to a duly authorized field representative of the Board, or to an office of the Board, a written statement explaining why he did not register with respect to such day at the designated hour.

Section 325.13 is amended, effective March 1, 1944, by Board Order 44-78 dated February 10, 1944, to read as follows:

§ 325.13 *Applications for certificate of benefit rights and employment service.* Upon making his first registration in a benefit year, an employee shall, on the form provided by the Board for making application for a certificate of benefit rights, furnish the information required by such form, and shall deliver such form to an unemployment claims agent or mail it to an office of the Board. Within two business days after such first registration, the employee shall, on the form provided by the Board for making application for employment service, furnish the information required by such form, and shall deliver such form to an unemployment claims agent or mail it to an office of the Board. No benefits shall be paid the employee on the basis of registrations in such benefit year until the application for a certificate of benefit rights, and the information required thereby, shall have been received

in the office of the Board in which the claims of such employee are being adjudicated, and until there shall have been received in such office either the application for employment service and the information required thereby, or notification that such application and information have been received in another office of the Board.

Section 325.16 *Transfer of employee from one unemployment claims agent to another*, is rescinded, effective March 1, 1944, by Board Order 44-78 dated February 10, 1944.

Section 325.25 *Registration period*, is added, effective March 1, 1944, by Board Order 44-78 dated February 10, 1944, as follows:

§ 325.25 *Registration period—(a) First day.* The first day of a registration period with respect to any employee is the first day for which he registers, and thereafter the first day for which he next registers after the last day of his last preceding registration period.

(b) *Last day.* The last day of a registration period with respect to any employee shall be initially determined to be the thirteenth day after the first day of such registration period, subject to redetermination as the day immediately preceding the first day, not later than such thirteenth day, for which he registers at an employment office other than the one at which he registered for the first day of such registration period.

Section 325.50 *Reconstruction of lost claim*, is amended, effective March 1, 1944, by Board Order 44-78 dated February 10, 1944, to read as follows:

§ 325.50 *Lost or destroyed forms.* If it appears that a registration and claim form on which an employee registered has been lost or destroyed, and if (1) the unemployment claims agent has, on a form provided by the Board, a record of the registration and claim showing the dates of the days for which the employee registered and such record is in proper chronological order in a bound book in his possession, or (2) there is any other form provided by the Board which shows such dates and indicates that such registration and claim was transmitted by mail or otherwise by the unemployment claims agent to a countersigning agent, or by a countersigning agent to an unemployment claims agent or to the Board, or (3) it is otherwise established, by clear and convincing evidence, after full and complete investigation, that the employee in fact registered for such days, the employee may re-register for such days at any time within one year of the last of such days.

The first sentence of § 345.9 *Place and time for filing employers' contribution reports* (8 F.R. 11894) is amended by Board Order 43-676, dated September 23, 1943, to read as follows: "Each employer's contribution report shall be filed with the Railroad Retirement Board at Chicago (11), Illinois."

The second sentence of § 345.10 *Payment of employers' contributions* is amended by Board Order 43-676, dated September 23, 1943, to read as follows:

"Certified or uncertified checks may be tendered as provisional payment of contributions and should be made payable to the Railroad Retirement Board and mailed with the contribution report to the Railroad Retirement Board at Chicago (11), Illinois."

Dated: March 20, 1944.

By authority of the Board.

MARY B. LINKINS,
Secretary.

[F. R. Doc. 44-4072; Filed, March 22, 1944;
10:29 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[Reg. 17]

PART 602—GENERAL ORDERS AND DIRECTIVES

CONSUMER DECLARATION WITH RESPECT TO CERTAIN SOLID FUELS

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of anthracite and eastern coke for defense, for private account and for export; and the following regulation is deemed necessary and appropriate in the public interest and to promote the national defense:

- Sec.
602.300 What this regulation does.
602.301 Definitions.
602.302 Consumer Declaration.
602.303 Responsibility of retail dealers distributing anthracite, eastern coke or other solid fuels must be faithfully discharged.
602.304 Restrictions upon retail dealer deliveries and consumer receipts of anthracite, eastern coke and other solid fuels when used in conjunction with or in addition to anthracite or eastern coke.
602.305 Procedure governing deliveries by retail dealers of anthracite, eastern coke, and other solid fuels when used in lieu of or in addition to anthracite or eastern coke.
602.306 General restrictions upon retail dealer deliveries of anthracite for industrial use or production of power.
602.307 Limitations upon applicability of this regulation.
602.308 How consumers who need solid fuel may obtain assistance.
602.309 Reporting requirements.
602.310 Records.
602.311 Audit and inspection.
602.312 Violations.
602.313 Damages for breach of contract.
602.314 Application for modification and exception; inquiries and communications.
602.315 Official interpretations.
602.316 Regulations revoked hereby.
602.317 Effective date.

AUTHORITY: §§ 602.300 to 602.317, inclusive, issued under E. O. 9332, 8 F. R. 5355; E. O. 9125, 7 F. R. 2719; WPB Directive No. 33, 9 F. R. 64; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176.

§ 602.300 *What this regulation does.* This regulation, which applies everywhere in the United States that dealers sell Pennsylvania anthracite, provides

for orderly and limited deliveries to substantially all consumers of anthracite, eastern coke and other solid fuels, when used in conjunction with anthracite or eastern coke, so that (1) the dealer will arrange to spread his limited available supply of those solid fuels equitably among consumers and (2) the consumer of those solid fuels will, to the maximum extent that he can, buy and store during the spring and summer sufficient solid fuels to take care of a substantial part of his annual needs. The risk of serious hardship next heating season can be reduced and perhaps eliminated if the consumer advises his dealer now of his requirements for solid fuels and if the dealer makes limited deliveries strictly in accordance with applicable regulations.

Consumers must not inflate, duplicate or pyramid their orders. Each consumer is required before receiving any anthracite or eastern coke to fill out and send to his dealer a short statement containing a few necessary facts such as his annual needs for solid fuels, and the amount of solid fuels he had on hand April 1, 1944. The Consumer Declaration is required only because it is believed by retail dealers generally and by many consumers to be essential to the equitable distribution by dealers of the limited supply of anthracite and eastern coke. Consumers who do not use anthracite or eastern coke are not required to fill out or file the Consumer Declaration under this regulation.

Although the retail dealer is forbidden to discriminate among consumers in making deliveries of anthracite and eastern coke, he is permitted to refuse to deliver such solid fuels to a consumer whose burning equipment reasonably permits the use of another solid fuel: *Provided*, That the dealer is ready, willing and able to provide the consumer with the other solid fuel.

A procedure is established for assisting consumers in critical need of solid fuels. Conservation of the available supply of solid fuels, strict adherence to applicable regulations, and cooperation with the Solid Fuels Administration for War on the part of retail dealers and consumers will materially aid in preventing critical situations from developing.

This regulation is not applicable to deliveries to consumers who do not use any anthracite or eastern coke but do use any of the other solid fuels, including western coke and bituminous coal.

§ 602.301 *Definitions.* (a) "Anthracite" means that coal which is generally referred to as Pennsylvania anthracite produced or prepared in the following counties in Pennsylvania: Carbon, Columbia, Dauphin, Lebanon, Lackawanna, Luzerne, Northumberland, Schuylkill, Susquehanna and Wayne; and for the purposes of this regulation is limited to the following sizes: broken, egg, stove, chestnut, pea and No. 1 buckwheat or any combination of those sizes.

(b) "Coke" means all coke which is produced from bituminous coal.

(c) "Eastern coke" means all coke delivered by retail dealers to consumers in the District of Columbia and the States

of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Maryland, Virginia, and that portion of Pennsylvania which is east of a straight line drawn from the southern to the northern boundary of Pennsylvania through the western boundary of Gettysburg, in Adams County, and Lock Haven, in Clinton County.

(d) "Western coke" means all coke, except eastern coke, delivered by retail dealers to consumers.

(e) "Solid fuels" include any form of anthracite, semianthracite, bituminous, sub-bituminous or lignitic coals or coke (including packaged and processed fuels such as briquettes).

(f) "Retail dealer" means any person (including the retail outlet, branch or department of one who is also a producer, wholesaler or lake dock operator) to the extent that he acts in the capacity of a supplier, shipper or seller of solid fuels in any transaction involving a shipment, sale, or sale and delivery, of broken bulk solid fuels physically handled in a truck, wagon, or other less than carload facility, without regard to quantity or frequency of delivery.

(g) "Consumer" means any person who acquires solid fuels for space heating, domestic hot water or domestic cooking except to the extent that he acquires such solid fuels for space heating incidental to an industrial process or the production of power.

(h) "Space heating incidental to an industrial process or the production of power" denotes a set of circumstances under which the annual tonnage of solid fuels consumed for space heating does not exceed 40 percent of the total annual tonnage of solid fuels consumed in the industrial process, the production of power and the space heating.

(i) "Industrial process or the production of power" includes without limitation any manufacturing or commercial processing, the generation of electrical energy for resale or otherwise, and the operation of a commercial bakery or laundry. Industrial process or the production of power does not include the ordinary operations of the following, among others: apartment houses, hotels, schools, and office buildings.

(j) "Consumer's annual requirements" or "consumer's annual needs" mean whichever of the following is less:

(1) The number of tons of solid fuels burned at the premises of a consumer (and if such premises has two or more units of heating equipment which customarily burn different sizes of solid fuels, the number of tons burned in each unit) during the period April 1, 1942 to March 31, 1943, inclusive. In the event solid fuels were not burned as the principal fuel in such premises (or in such heating units) during such period, the number of tons of solid fuels which were burned in other premises (or units) similar thereto in the same locality during the same period; or

(2) The consumer's annual needs, as stated in Item 1 of the Consumer's Declaration.

(k) "Consumer's inventory" means the number of tons of solid fuels in storage at the consumer's premises, or under the consumer's control on April 1, 1944.

(l) "Local sales in the producing region" mean sales or deliveries of anthracite at retail within the anthracite coal fields in the ten counties specified in paragraph (a) of this section.

(m) "Deliveries to mine employees" mean sales or deliveries of anthracite to such employees of producers of anthracite as are engaged in mining operations or functions directly connected therewith in the vicinity of the mining operations.

(n) "Regulation" means a regulation, order, direction or instruction of the Solid Fuels Administration for War unless otherwise specifically indicated.

§ 602.302 *Consumer Declaration.* (a) Except as provided in paragraph (c) of this section, during the period April 1, 1944 to March 31, 1945, inclusive, no retail dealer may deliver and no consumer may receive any anthracite or eastern coke, unless at or prior to the time of the first delivery, the consumer shall have filed with the retail dealer from whom he expects to purchase anthracite or eastern coke a statement on a form (referred to herein as a Consumer Declaration) to be reproduced and furnished by the retail dealer, setting forth, among other things, the consumer's estimated annual needs for solid fuels, the consumer's inventory, the number of rooms to be heated and the type of burning equipment. A consumer shall, subject to the provisions of paragraph (b) of this section, be required to file only one such declaration during the period April 1, 1944 to March 31, 1945, inclusive. Statements contained in any Consumer Declaration are representations to the Solid Fuels Administration for War and the retail dealers shall retain the Consumer Declarations for and on behalf of the Solid Fuels Administration for War for the period specified in § 602.310 of this regulation. A Consumer Declaration or statement filed by any consumer with any retail dealer before the issuance of this regulation shall not be deemed to be filed pursuant to the requirements of this regulation. The prescribed form of Consumer Declaration, marked Appendix A, is attached to this regulation and made a part hereof.

(b) A separate Consumer Declaration shall be filed for each building which the consumer expects to heat in whole or in part by the use of anthracite or eastern coke.

(c) A retail dealer may deliver and a consumer may receive anthracite or eastern coke without the filing of the Consumer Declaration if the consumer receives anthracite or eastern coke in less than a 1 ton lot and exclusively in bags containing one hundred pounds or less of such solid fuels.

(d) No consumer may receive and no retail dealer may deliver any anthracite or eastern coke during the period April 1, 1944, through March 31, 1945, inclusive, to a consumer if the consumer inflates, duplicates or pyramids his orders, or files a Consumer Declaration with more than one retail dealer unless it has

been the consumer's customary practice to have outstanding orders or contracts for the acquisition of anthracite or eastern coke with more than one dealer for a given premises, in which event the consumer shall notify in writing all of the dealers concerned of the details including the total number of tons which he has ordered from each dealer.

§ 602.303 *Responsibility of retail dealers distributing anthracite, eastern coke or other solid fuels must be faithfully discharged.* Each retail dealer who receives any anthracite, eastern coke or other solid fuels has the responsibility for distributing such solid fuels equitably in strict accordance with the provisions of this regulation and all other regulations. Any dealer who does not discharge that responsibility faithfully may be precluded in whole or in part by the Solid Fuels Administration for War from receiving anthracite and other solid fuels.

It is anticipated that retail dealers generally will receive from their sources of supply less anthracite and eastern coke than consumers in the aggregate would like to purchase. No retail dealer should undertake to deliver to those consumers he serves, in the aggregate, more anthracite and eastern coke than such retail dealer reasonably expects to receive in view of applicable regulations and such advice as he receives from his sources of supply.

§ 602.304 *Restrictions upon retail dealer deliveries and consumer receipts of anthracite, eastern coke and other solid fuels when used in conjunction with or in addition to anthracite or eastern coke.* (a) Subject to the provisions of paragraphs (d) and (e) of this section, during the period April 1, 1944, to October 1, 1944, inclusive, no retail dealer may deliver, and no consumer may receive from all sources combined, anthracite or eastern coke or both, in an amount which when added to (1) the consumer's inventory of anthracite and eastern coke as of April 1, 1944, and (2) the tonnage of anthracite and eastern coke received by the consumer after April 1, 1944, exceeds 50 percent of the consumer's annual requirements for solid fuels.

(b) Subject to the provisions of paragraphs (d) and (e) of this section, during the period April 1, 1944, to March 31, 1945, inclusive, no retail dealer may deliver and no consumer may receive from all sources combined, anthracite or eastern coke or both in an amount which when added to (1) the consumer's inventory of anthracite and eastern coke as of April 1, 1944, and (2) the tonnage of anthracite and eastern coke received by the consumer after April 1, 1944, exceeds 87½ per cent of the consumer's annual requirements for solid fuels.

(c) If a consumer uses any other solid fuel in conjunction with or in addition to anthracite or eastern coke, a retail dealer may, subject to other applicable regulations, deliver to the consumer and the consumer may receive during the period April 1, 1944, to March 31, 1945, up to but not more than 100 per cent of the consumer's annual solid fuel requirements, after deducting the consumer's

inventory as of April 1, 1944: *Provided, however,* That the deliveries and receipts of anthracite or eastern coke or both do not exceed the limitations upon deliveries and receipts of anthracite or eastern coke or both as set forth in paragraphs (a) and (b) of this section.

(d) In applying the percentage of permissible or required shipments under provisions of this regulation, the retail dealer may, in respect to one-half ton or a larger fraction, deliver, and the consumer may receive, a full ton; and conversely, in applying the percentage of permissible or required shipments under provisions of this regulation, the retail dealer may disregard a fraction of less than one-half ton. For example, if application of the percentage of permissible shipments indicates that two and one-half tons may be delivered, the dealer may deliver three tons; if the application of percentage indicates that two and one-third tons may be delivered, the dealer may disregard the one-third ton and deliver two tons.

(e) In the practical application of the provisions of paragraph (a) of this section, a retail dealer may deliver to a consumer and such consumer may receive one load or three tons, whichever is less, of anthracite or eastern coke, if it is necessary to do so in order to assure maximum effective utilization of transportation facilities available to the retail dealer: *Provided, however,* That the tonnage so delivered shall not, when added to (1) the consumer's inventory of solid fuels as of April 1, 1944, and (2) the tonnage of solid fuels received by the consumer after April 1, 1944, exceed the consumer's annual requirements for solid fuels.

§ 602.305 *Procedure governing deliveries by retail dealers of anthracite, eastern coke, and other solid fuels when used in lieu of or in addition to anthracite or eastern coke.* (a) No retail dealer shall discriminate in the delivery of anthracite or eastern coke as between consumers who are equally entitled to receive deliveries pursuant to this regulation: *Provided, however,* That a retail dealer shall accord first preference in the delivery of solid fuels to a consumer who has less than a five days' supply of usable solid fuel on hand.

(b) To the extent that his available supply of anthracite and eastern coke permits, and subject to the provisions of paragraph (c) of this section and § 602.302 of this regulation, a retail dealer must supply or arrange for another retail dealer to supply, anthracite or eastern coke to (1) those consumers occupying premises that the retail dealer served with anthracite or eastern coke during the period April 1, 1942, to March 31, 1943; (2) those consumers who, although they had no regular source of supply for anthracite or eastern coke during the period April 1, 1942, to March 31, 1943, occupy premises that the retail dealer served with anthracite or eastern coke during the period April 1, 1943, to March 31, 1944; and (3) those consumers (including consumers who converted from fuel oil equipment to solid fuel equipment) who, although they had no regu-

lar source of supply for anthracite or eastern coke during the period April 1, 1942, to March 31, 1944, now occupy premises with burning equipment which does not reasonably permit the use of any solid fuel other than anthracite or eastern coke.

(c) The provisions of this section shall not be deemed to require any retail dealer to deliver anthracite or eastern coke to a consumer whose burning equipment reasonably permits the use of another solid fuel, *Provided,* That the retail dealer is ready, willing and able to supply such consumer with the other solid fuel.

§ 602.306 *General restrictions upon retail dealer deliveries of anthracite for industrial use or production of power.* No retail dealer may deliver and no person may acquire from all sources combined during the year April 1, 1944, to March 31, 1945, anthracite for use in an industrial process or for the production of power or for space heating which is incidental thereto in an amount which, when added to the anthracite in the possession or under the control of such person exceeds requirements up to March 31, 1945.

§ 602.307 *Limitations upon applicability of this regulation.* Except for the provisions of §§ 602.306, 602.309, 602.310, 602.311, 602.312, 602.314 and 602.315, this regulation does not apply to deliveries of anthracite, eastern coke or other solid fuels when used in conjunction with or in addition to anthracite or eastern coke or to the acquisition of such solid fuels by:

(a) The United States Army, Navy, Marine Corps, Coast Guard, the Maritime Commission or the War Shipping Administration;

(b) Any governmental agency or other person who acquires such solid fuels for export to and use in any foreign country;

(c) Commercial fishing vessels or water-borne vessels engaged in the commercial transportation of cargo or passengers;

(d) Operators of poultry brooders or hatcheries;

(e) Consumers on local sales in the producing region;

(f) Mine employees; or

(g) Any person to the extent that he acquires such solid fuels for use in an industrial process or for the production of power or for space heating which is incidental thereto.

§ 602.308 *How consumers who need solid fuel may obtain assistance.* (a) A consumer who has received less solid fuels than is permitted under § 602.304 of this regulation and who (i) has less than five days supply of solid fuels on hand, (ii) is unable to obtain a supply of solid fuels either from the retail dealer with whom he filed his Consumer Declaration or other retail dealers, and (iii) is willing to accept any solid fuel which may reasonably be used in his burning equipment may obtain assistance from one of the following:

(1) The nearest local representative of any State Fuel Administration functioning under a plan of cooperation proposed by the Governor of the State and

approved by the Solid Fuels Administration for War. (Such plans have heretofore been proposed for the States of Connecticut, Massachusetts, New Hampshire and Rhode Island and have been approved by the Solid Fuels Administration for War); or

(2) The nearest SFAW area advisory committee on local distribution to be appointed pursuant to Solid Fuels Administration for War Order No. 12 (a list of such committees will be published prior to September 15, 1944); or

(3) The nearest SFAW community committee on emergency distribution to be appointed pursuant to Solid Fuels Administration for War Order No. 12 (a list of such committees will be published from time to time); or

(4) The nearest regional or field office of the Solid Fuels Administration for War.

(b) A consumer also may advise with any of the representatives, committees or officer, referred to in paragraph (a) of this section, in regard to any complaint as to the operation of this regulation.

§ 602.309 *Reporting requirements.* The reporting requirements of this regulation have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

§ 602.310 *Records.* Each retail dealer shall keep and preserve for a period of not less than two years accurate and complete records of the deliveries of anthracite, eastern coke or other solid fuels permitted or required by the provisions of §§ 602.304, 602.305, 602.306 and 602.307 of this regulation and shall also keep and preserve for a period of not less than two years accurate and complete records of the details of any transactions to which any other portion of this regulation applies.

§ 602.311 *Audit and inspection.* All records required to be kept by this regulation shall upon request be submitted for inspection, copy and audit by duly authorized representatives of the Solid Fuels Administration for War.

§ 602.312 *Violations.* Any person who wilfully violates any provision of this regulation or who by any act or omission falsifies records kept or information furnished in connection with this regulation is guilty of a crime and upon conviction may be punished by fine or imprisonment, or both; and such person may also be prohibited from delivering or receiving any material under priority control.

§ 602.313 *Damages for breach of contract.* No retail dealer shall be held liable under any contract for damages or penalties for any default which shall result directly or indirectly from compliance with this regulation.

§ 602.314 *Application for modification and exception; inquiries and communications.* Any application by a retail dealer for modification of or exception from any provision of this regula-

tion shall be filed in triplicate with the appropriate regional office of the Solid Fuels Administration for War for the area in which the dealer is engaged in business. The application shall set forth in detail the provisions sought to be modified or from which an exception is sought, and the reasons and data in support of the request for modification or exception. The regional representative, area distribution manager, or other person in charge of the regional office of the Solid Fuels Administration for War shall, after considering the recommendation of the Regional Anthracite Distribution Committee (each of which is hereby constituted as an SFAW Area Advisory Committee on Local Distribution under Order No. 12) or other appropriate SFAW Area Advisory Committee on Local Distribution, send such application and his recommendation thereon to the Solid Fuels Administration for War, Washington 25, D. C., for appropriate action.

Any other person subject to or affected by this regulation should address inquiries and communications or requests for relief in respect to any provision of this regulation to the nearest office of the Solid Fuels Administration for War.

§ 602.315 *Official interpretations.* Official interpretations shall be given only in writing, signed by the Administrator, the Deputy Administrator or the General Counsel of the Solid Fuels Administration for War.

§ 602.316 *Regulations revoked hereby.* Solid Fuels Administration for War Revised Regulation No. 6, as amended, and Solid Fuels Administration for War Regulation No. 12, are hereby revoked as of the effective date of this regulation: *Provided, however,* That civil or criminal liabilities incurred under the provisions of those regulations shall not be affected by this revocation.

§ 602.317 *Effective date.* This regulation shall become effective at 12:01 a.m., April 1, 1944.

Issued this 22d day of March 1944.

ABE FORTAS,
Acting Solid Fuels
Administrator for War.

APPENDIX A TO SOLID FUELS ADMINISTRATION
FOR WAR REGULATION NO. 17

UNITED STATES
DEPARTMENT OF THE INTERIOR

Solid Fuels Administration for War

CONSUMER DECLARATION

(Only a consumer who wishes to buy anthracite or eastern coke is required to fill out and file this form with his dealer before he receives a delivery of any anthracite or eastern coke.)

I, _____, do hereby certify to the Solid Fuels Administration for War that the statements contained herein regarding premises at _____ are true to the best of my knowledge and belief. I make this certification with knowledge that if I make any false statement or false representation herein, I am subject to criminal prosecution under the laws of the United States and with knowledge that I may be

prohibited from receiving any further deliveries of certain kinds of solid fuel.

1. Judging from past experience, and assuming normal weather conditions, I would ordinarily burn during the period April 1, 1944 to March 31, 1945, inclusive, the following tons of Anthracite _____, Coke _____, Bituminous _____.

2. My annual needs for solid fuels, as indicated in statement 1 above, can be filled in part by what I had on hand April 1, 1944, namely, the following tons of Anthracite _____, Coke _____, Bituminous _____.

3. I am filing this Consumer Declaration with _____, and I have no

(name of dealer)

outstanding Consumer Declaration or order for anthracite or coke with any other dealer except _____.

(name of other dealer and
tonnage ordered)

4. If I file any Consumer Declaration, or if I place an order for any solid fuels for these premises, with any other dealer, during the above period, I will immediately advise in detail the dealer with whom I filed this Consumer Declaration.

5. I need to heat the following number of rooms at these premises: _____.

6. I use the following type of heating equipment at these premises (indicated by check mark): Hand fired (), Stoker (), Magazine Type (), Stove (), Fireplace (), Kitchen Range (), Other Type (), (describe fully) _____.

7. I will keep my heating equipment in good order and will conserve all solid fuels so far as possible.

Dated: _____

Signed _____

Address _____

This is not an order for fuel. An order should be placed separately. No retail dealer is authorized to deviate from or add to the prescribed form without written permission of Solid Fuels Administrator for War.

[F. R. Doc. 44-4117: Filed, March 23, 1944; 10:59 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 216, 2d Ed.]

PART 629—PHYSICAL EXAMINATION

RECORDS COMPLETED AT INDUCTION STATION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend paragraph (b) of § 629.31 to read as follows:

§ 629.31 *Records completed at induction station.* * * *

(b) After completing the records in the manner provided in paragraph (a) of this section, the induction station will return all records to the local board except (1) for registrants inducted, it will retain the original of the Report of Physical Examination and Induction (Form 221); (2) it will retain one copy of the Physical Examination List (Form 217), forward one copy of such list to the Director of Selective Service, 10th Floor, Gimbel Building, 35 South 9th Street, Philadelphia, Pennsylvania, and forward one copy

of such list to the State Director of Selective Service; and (3) it will forward all records bearing upon the medical, social, and educational history of the registrant to the State Director of Selective Service.

The foregoing amendment to the Selective Service Regulations shall be effective within the Continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the Continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 22, 1944.

[F. R. Doc. 44-4102; Filed, March 22, 1944;
4:09 p. m.]

[Amdt. 217, 2d Ed.]

PART 629—PHYSICAL EXAMINATION

TRANSFERS FOR PREINDUCTION PHYSICAL EXAMINATION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend § 629.12 to read as follows:

§ 629.12 *Transfers for preinduction physical examination directed by Director of Selective Service.* (a) The Director of Selective Service may direct that a particular registrant or a registrant who comes within a described group of registrants be transferred for preinduction physical examination to such local board or local boards as he shall designate.

(b) A registrant selected for preinduction physical examination shall be transferred for such examination to the local board having jurisdiction of the area in which he is at that time located whenever, from information in his file, it appears that the registrant is located in one and the registrant's own local board is located in another of the following: The Continental United States, the Territory of Alaska, or the Territory of Hawaii.

(c) To accomplish the transfer for preinduction physical examination under paragraphs (a) or (b) of this section, the registrant's own local board shall complete the Transfer—Preinduction Physical Examination (Form 216) in duplicate by inserting the date, name, and present address of the registrant and the words "By direction of the Director of Selective Service" on the front of such forms and by completing the second endorsement on the back of such forms. The copy of the Transfer—Preinduction Physical Examination (Form 216) shall be filed in the registrant's Cover Sheet (Form 53). The local board shall then forward the original Transfer—Preinduction Physical Examination (Form 216), the Original, First, and Second Copies of Report of Physical Examination and Induction (Form 221), and all other documents referred to in subparagraph (4) of paragraph (a) of § 629.3 to the State Director of the State in which the registrant is located. The State Director of the State in which the registrant is located shall check such documents and insert thereon the name and address of the

local board in his State to which the registrant is transferred for preinduction physical examination and forward the documents to such local board. The local board to which the registrant is transferred shall cause the registrant to be given a preinduction physical examination and shall take the other actions provided for in paragraphs (f) and (g) of § 629.11.

The foregoing amendments to the Selective Service Regulations shall be effective within the Continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the Continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 22, 1944.

[F. R. Doc. 44-4103; Filed, March 22, 1944;
4:09 p. m.]

[Amdt. 218, 2d Ed.]

PART 633—DELIVERY AND INDUCTION

PREPARING RECORDS FOR GROUP ORDERED TO REPORT FOR INDUCTION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend paragraph (a) of § 633.3 to read as follows:

§ 633.3 *Preparing records for a group ordered to report for induction.* (a) As soon as the local board has mailed Orders to Report for Induction (Form 150) to all registrants who are directed to report for induction at a particular time and place, it shall:

(1) Prepare in quadruplicate a Delivery List (Form 151) entering thereon (A) the name and order number of each such registrant and (B) the name and order number of each registrant who should be entered upon such Delivery List (Form 151) under the provisions of § 633.24 and indicating in column 3 thereof whether such registrant is a non-father or a father.

(2) Assemble and attach to the registrant's Report of Physical Examination and Induction (Form 221) the copy of the Certificate of Fitness (Form 218); any waiver of disqualification; any order terminating civil custody; any Alien's Personal History and Statement (Form 304) or Statement of United States Citizen of Japanese Ancestry (Form 304A) bearing the armed forces' endorsement of acceptability for military service; and all other information bearing upon the fitness of the registrant for military service except records bearing upon the medical, social, and educational history of the registrant.

The foregoing amendment to the Selective Service Regulations shall be effective within the Continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the Continental limits of the United States on the

30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 22, 1944.

[F. R. Doc. 44-4104; Filed, March 22, 1944;
4:09 p. m.]

[Amdt. 219, 2d Ed.]

PART 633—DELIVERY AND INDUCTION

TRANSFERS FOR INDUCTION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend § 633.12 to read as follows:

§ 633.12 *Transfers for induction directed by Director of Selective Service.*

(a) The Director of Selective Service may direct that a particular registrant or a registrant who comes within a described group of registrants be transferred for induction to such local board or local boards as he shall designate.

(b) A registrant selected for induction shall be transferred for induction to the local board having jurisdiction of the area in which he is at that time located whenever, from information in his file, it appears that the registrant is located in one and the registrant's own local board is located in another of the following: The Continental United States, the Territory of Alaska, or the Territory of Hawaii.

(c) To accomplish the transfer for induction under paragraphs (a) or (b) of this section, the registrant's own local board shall complete the Request for Transfer for Delivery (Form 154) in duplicate by inserting the name and present address of the registrant and the words "By direction of the Director of Selective Service" and by completing the second endorsement on such forms. A copy of Request for Transfer for Delivery (Form 154) shall be filed in the registrant's Cover Sheet (Form 53). The local board shall then forward the original request for Transfer for Delivery (Form 154), the Original, First, and Second Copies of Report of Physical Examination and Induction (Form 221), and all other documents referred to in paragraph (f) of § 633.11 to the State Director of the State in which the registrant is located. The State Director of the State in which the registrant is located shall check such documents and, if not already accomplished, insert thereon the name and address of the local board in his State to which the registrant is transferred for induction and forward the documents to such local board. Unless the transfer of the registrant for induction is canceled under paragraph (d) of this section, the local board to which the registrant is transferred shall cause the registrant to be delivered for induction to the Army Reception Center, the Navy Recruiting Station, or the induction station, as the case may be, and shall take the other actions provided for in paragraphs (g), (h), and (i) of § 633.11.

(d) A registrant transferred for induction under this section may, within

5 days after the date on which the local board to which he has been so transferred has mailed to him an Order to Report for Induction (Form 150), file with such local board a written request to cancel his transfer for induction. Upon such a request being filed, such local board shall determine whether grave and unusual hardship will result to the registrant if he is not permitted to report to his own local board for induction and, if it so determines, shall cancel his transfer for induction. The local board shall record such determination on the Request for Transfer for Delivery (Form 154) and shall notify the registrant of its determination by letter. If the local board determines to cancel the transfer for induction, it shall (1) cancel the Order to Report for Induction (Form 150) which it mailed to the registrant, and, (2) return the Request for Transfer for Delivery (Form 154) and all other documents concerning such registrant to his own local board. Upon receipt of such documents the registrant's own local board shall order the registrant to report to it for induction in the usual manner.

The foregoing amendments to the Selective Service Regulations shall be effective within the Continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the Continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 22, 1944.

[F. R. Doc. 44-4105; Filed, March 22, 1944;
4:09 p. m.]

[Amtd. 220, 2d Ed.]

PART 663—BOARDS OF TRANSFER IN TERRITORY OF HAWAII AND IN TERRITORY OF ALASKA

TRANSFERS FOR CLASSIFICATION AND INDUCTION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 663.3 to read as follows:

§ 663.3 *Transfer for classification.* (a) After returning the Selective Service Questionnaire (Form 40) and before the local board of origin has at any time undertaken the classification of a registrant who is located in the Territory of Hawaii and whose own local board is located elsewhere or a registrant who is located in the Territory of Alaska whose own local board is located elsewhere, such registrant may be transferred for classification in accordance with the procedure of § 623.12 to a local board of transfer in the Territory of Hawaii or in the Territory of Alaska, as the case may be. The file and all documents of a registrant who is thus transferred for classification to a local board in the Territory of Hawaii or in the Territory of Alaska shall be forwarded to the State Director of the Territory of Hawaii or the State Director of the Territory of Alaska, as the case

may be, for transmission by him to such local board of transfer as he may designate. The local board of transfer so designated shall classify the registrant.

(b) After the classification, after the hearing when requested, and after the determination of appeal when taken, the local board to which the registrant is transferred for classification shall return through its State Director of Selective Service to the registrant's own local board all papers pertaining to the registrant except the duplicate Cover Sheet (Form 53) and the Order of Transfer for Classification (Form 63).

2. Amend the regulations by adding a new section to be known as § 663.4 to read as follows:

§ 663.4 *Transfer for preinduction physical examination mandatory.* (a) Transfer for preinduction physical examination is mandatory for each registrant located in the Territory of Hawaii whose own local board is located elsewhere and for each registrant located in the Territory of Alaska whose own local board is located elsewhere. Such transfer for preinduction physical examination shall be made by the registrant's own local board in the manner provided by § 629.12. The file and all documents of a registrant who is transferred for preinduction physical examination to a local board in the Territory of Hawaii or in the Territory of Alaska shall be forwarded to the State Director of the Territory of Hawaii or the State Director of the Territory of Alaska, as the case may be, for transmission by him to such local board of transfer as he may designate. The local board so designated shall cause the registrant to be given a preinduction physical examination and shall take the other actions provided for in paragraph (f) of § 629.11.

(b) When the transferred registrant's examination has been completed or if he fails to report for such examination, the local board to which such registrant was transferred for preinduction physical examination shall forward through its State Director of Selective Service all papers with reference to such registrant to his own local board.

3. Amend the regulations by adding a new section to be known as § 663.5 to read as follows:

§ 663.5 *Transfer for induction mandatory.* (a) Transfer for induction is mandatory for each registrant located in the Territory of Hawaii whose own local board is located elsewhere and for each registrant located in the Territory of Alaska whose own local board is located elsewhere. Such transfer for induction shall be made by the registrant's own local board in the manner provided by § 633.12. The file and all documents of a registrant who is transferred for induction to a local board in the Territory of Hawaii or in the Territory of Alaska shall be forwarded to the State Director of the Territory of Hawaii or the State Director of the Territory of Alaska, as the case may be, for transmission by him to such local board of transfer as he may designate. Unless the transfer of the registrant for induction is cancelled under paragraph (d) of § 633.12, the local board so designated

shall cause the registrant to be delivered for induction to the Army Reception Center, the Navy Recruiting Station, or the induction station, as the case may be, and shall take the other actions provided for in paragraphs (g) and (h) of § 633.11.

(b) When the transferred registrant has been inducted or rejected or if he fails to report for induction, the local board to which such registrant was transferred for induction shall forward through its State Director of Selective Service all papers with reference to such registrant with the exception of the Delivery List (Form 151) to his own local board.

The foregoing amendments to the Selective Service Regulations shall be effective within the Continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the Continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 22, 1944.

[F. R. Doc. 44-4106; Filed, March 22, 1944;
4:09 p. m.]

[No. 245]

EMPLOYEE NOTIFICATION FORM AND DISTRIBUTION OF SERVICE RATINGS FOR ANALYSIS

ORDER PRESCRIBING FORMS

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby prescribe the following change in DSS Forms:

Discontinuance of DSS Form 82, entitled "Employee Notification Form," effective immediately upon the filing hereof with the Division of the Federal Register.

Discontinuance of DSS Form 81, entitled "Distribution of Service Ratings for Analysis," effective immediately upon the filing hereof with the Division of the Federal Register.

The foregoing discontinuance shall become a part of the Selective Service Regulations effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MARCH 22, 1944.

[F. R. Doc. 44-4111; Filed, March 23, 1944;
9:36 a. m.]

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-505]

DOBBS MANUFACTURING COMPANY

Joe W. Carter, doing business as Dobbs Manufacturing Company, at 131 North

28th Street, Birmingham, Alabama, is engaged in operating a lumber yard. Between January 29, 1943, and May 29, 1943, he violated Priorities Regulation No. 3, Conservation Order M-208, and Priorities Regulation No. 1 by ordering and accepting delivery of lumber for which he extended illegal preference ratings; he sold and delivered softwood lumber knowing that it was to be used in violation of Conservation Order M-208, and he failed to keep adequate and complete records of his operations. He knew of the restrictions contained in these orders and regulations, and his operations in violation thereof must be deemed wilful. These operations have diverted critical material to uses unauthorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.505 *Suspension Order No. S-505.*

(a) Deliveries of material to Joe W. Carter, doing business as Dobbs Manufacturing Company, or otherwise, his or its successors or assigns, shall not be accorded priority over deliveries under any other contract or order, and no preference rating shall be assigned, applied or extended to such deliveries by means of preference rating certificates, preference rating orders, general preference orders, or any other orders or regulations of the War Production Board, unless hereafter specifically authorized in writing by the War Production Board.

(b) No allocation to Joe W. Carter, doing business as Dobbs Manufacturing Company, or otherwise, his or its successors or assigns, shall be made of any material, the supply or distribution of which is governed by any order or regulation of the War Production Board, unless hereafter specifically authorized in writing by the War Production Board.

(c) Nothing contained in this order shall be deemed to relieve Joe W. Carter from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on March 22, 1944, and shall expire on June 22, 1944.

Issued this 15th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4107; Filed, March 22, 1944;
4:38 p. m.]

PART 1029—FARM MACHINERY AND EQUIPMENT AND ATTACHMENTS AND REPAIR PARTS THEREFOR

[Limitation Order L-257 as Amended Mar. 23, 1944]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of critical materials entering into the manufacture of farm machinery and equipment and repair parts therefor, for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1029.15 *Limitation Order L-257—*
(a) *What this order does.* This order describes the rules governing the manufacture of farm machinery and equipment and repair parts for sale in the continental United States and possessions. (Manufacture for export is covered by Order L-257-a.) To aid manufacturers in planning a continuous production cycle, it is the intention that this will be the basic order from year to year. However, it is expected that a new schedule of quota percentages will be issued as a part of the order each year for the "current quota period" starting July 1 of that year, and this will become the "applicable schedule" for that period. For example, the applicable schedule for the period July 1, 1943 to June 30, 1944, is Schedule A; for the following twelve-month period starting July 1, 1944, the new applicable schedule might be called Schedule B, etc. In order that producers may plan their production and order materials in advance, they may assume that the schedule in effect at any particular time will continue into the next "current quota period", until such time as a new schedule is issued. At present, there is no quota limitation on repair parts.

In addition to quota and other limitations on manufacture, this order also has rules on the filing and approval of production schedules, covering machinery and equipment (both farm and non-farm) and repair parts. Producers affected must stick to their schedules, with certain exceptions, so that the various programs, both farm and non-farm, can be met on time.

(b) *Definitions.* For the purpose of this order (and any orders supplementary hereto, unless otherwise indicated):

(1) "Producer" means any person, other than a supplier, to the extent that he is actively engaged in the current manufacture (in the United States) of farm machinery and equipment or of repair parts for farm machinery and equipment, but does not include any person who did not manufacture any farm machinery and equipment or repair parts in 1940 or 1941.

(2) "Small producer" means any producer whose total net sales (including exports and sales by affiliates) of all products did not exceed \$100,000 during the calendar year 1941; and includes any other producer who has been classified by the Smaller War Plants Corporation as a "smaller, distressed producer" and is specifically designated as such for the purpose of this order by the War Production Board, on such terms and conditions as may be proper.

(3) "Manufacture" means to put into process, machine, fabricate, or otherwise alter materials by physical or chemical means.

(4) "Supplier" means any person engaged in the manufacture (for sale to a producer in the United States) of materials, parts, assemblies or subassemblies to be physically incorporated into farm machinery and equipment or repair parts manufactured by such producer, or to be resold by such producer as repair parts.

(5) "Machinery and equipment" means agricultural machinery, mechanical equipment and implements (including all attachments used in conjunction therewith) of the types ordinarily manufactured for farm use, and listed on the applicable schedule attached hereto.

(6) "Farm use" means use for the production or care of crops, livestock, live-stock products, or other produce on a farm (or elsewhere in the case of poultry). The term also includes use for the production or care of crops in "victory gardens" with respect to atomizing hand sprayers, hand dusters, wheel-type hand cultivators and wheel-type hand plows, and use for any civilian purpose with respect to horseshoes, muleshoes, oxen-shoes and harness hardware.

(7) "Farm machinery and equipment" means machinery and equipment which is manufactured specifically for farm use, including irrigation and drainage equipment (excluding tile), horseshoes, muleshoes, oxen-shoes, harness hardware, and water well casing (fabricated by other than pipe mills); but excluding repair parts, and also excluding all of the following: tracklaying type tractors, fencing, poultry netting and wire, wire fencing, bale ties or straps, oil well casing and water pipe, grain bins and corn cribs, water storage tanks, nails (all kinds), and sundry hardware (including hand tools, chains, barn door track, pulleys, scales, and similar items not specified on the applicable schedule).

(8) "Non-farm machinery and equipment" means machinery and equipment, as defined in paragraph (b) (5) above, which is manufactured pursuant to rated orders for any purpose other than farm use.

(9) "Attachment" for machinery and equipment means a supplementary appliance which may be added to an otherwise complete machine to extend the utility of such machine.

(10) "Repair parts" means all types of replacement parts considered separately or as assemblies which are manufactured for use and used in the repair and maintenance of "farm machinery and equipment" and shall include plow shares and shapes, and water pump cylinders. No item listed on the applicable schedule shall be deemed a repair part.

(11) "Base production" means the weight of a producer's total manufacture in the United States of any item of farm machinery and equipment for sale in the United States during either the calendar year 1940 or 1941, in whichever year such weight was the greater.

(12) "United States" means the forty-eight states, the District of Columbia, Alaska, Hawaii, Puerto Rico, the Virgin Islands, and all other territories and possessions of the United States.

(13) "Current quota period" means the twelve-month period which starts July 1 of any year and ends June 30 of the following year, as identified on the applicable schedule.

(14) "Applicable schedule" means the particular schedule relating to a current

quota period, and fixing manufacturing quotas (for sale in the United States) for each item listed for that period.

(c) *Restrictions on production for domestic farm use*—(1) *Manufacturing quotas*. During any current quota period, no producer shall manufacture, for sale in the United States, more of any item of farm machinery and equipment (by weight) than his quota for that item. This quota is figured by taking the percentage shown for the item on the applicable schedule, and multiplying it by his base production of the item. Exceptions to this general rule are stated in paragraph (d). Special restrictions are set forth in subparagraph (2) below and in paragraph (f).

(2) *Special restrictions*. (i) No person who is not a "producer" has any quota. However he may manufacture farm machinery and equipment and repair parts of an aggregate value up to \$2,500 during any current quota period.

(ii) No item which is not provided for in the applicable schedule shall be manufactured as "farm machinery and equipment" for sale in the United States.

(iii) [Deleted.]

(iv) No producer who is not a "small producer" shall manufacture, for sale in the United States, any item of farm machinery and equipment except to the extent listed on an approved production schedule under paragraph (e).

(3) *Adjustments in quotas*. The War Production Board may, by specific written directions or authorizations issued to any producer or other person affected by this order, increase or decrease any quota or authorized use of materials; and may transfer any portions of quotas between producers, taking into account the amount and weight of materials to be used, the need for particular items at the time required in particular areas, the labor and transportation situation in the manufacturing areas involved, and such other factors as may be proper.

(d) *Exceptions*—(1) *No quota for repair parts*. Producers may manufacture repair parts for sale in the United States without any restrictions as to quota. However, they must comply with paragraph (e) with respect to production schedules.

(2) *Bracketed items*. Wherever, in an applicable Schedule, two or more items are bracketed together, the producer must apply the individual percentages to his base production of each item in the bracket and add up the various weights. This total permissible weight may then be distributed among all or any one or more of the items in that bracket as he chooses (regardless of the individual quota percentages).

(3) *Attachments may be lumped together*. Any producer may choose not to follow the individual quota percentages for items of attachments as indicated on the applicable schedule, and instead manufacture not more than an aggregate of 75% of his total base production of all attachments. This total may be distributed among all or any one or more of the attachments made by him. However, once this choice is made, the producer must stick to it for all at-

tachments to be made during the current quota period.

(4) *Small producers*. Any "small producer" may use the quota percentage "100%" instead of the quota percentage listed on any applicable schedule for any item or items which he makes, but only to the extent that the weight of his total manufacture of all items of farm machinery and equipment during the current quota period does not exceed, in the aggregate, 100% of his base production of these items. In addition, small producers do not have to comply with certain provisions of this order with respect to production schedules or other reports, as stated in subparagraph (c) (2) (iv) and paragraphs (e) and (k). However, this does not relieve them from complying with all CMP Regulations and procedures.

(5) *Production before or after current quota periods*—(i) *Advance planning of production*. Before the beginning of any current quota period, producers may plan their production, order materials and start initial fabrication in accordance with the applicable schedule for the coming period. For this purpose, until such time as a new applicable schedule is issued, it may be assumed that the schedule currently in effect will apply for this next period. In other words, the schedule in effect is always the "applicable schedule" unless and until displaced by a new schedule.

(ii) *Carry-over of uncompleted portions of quotas*. Any portions of quotas for sale in the United States under an applicable schedule (including all amendments, appeals and specific authorizations) which are not completely manufactured by the end of the current quota period, may be carried over and added to the corresponding quotas of the next current quota period but only to the extent that they can be completed by July 31 of this next period. However, uncompleted quotas (domestic, and those under Schedule B-6) under Order L-170 may be carried over as explained above for completion any time before June 30, 1944. In addition, uncompleted quotas for the following items of harvesting machinery and equipment under Schedule A (including special authorizations, etc.) may be carried over for completion any time before September 30, 1944:

Combines (Items 126 and 126a only).
Corn binders (Items 132 and 132a only).
Corn pickers (Items 133-136).
Field ensilage harvesters (Item 137).
Peanut pickers (Item 161).
Corn shellers (Items 166 and 167 only).
Hay balers (Items 172, 172a and 172b only).
Feed grinders and crushers (Items 174, 175, and 175a only).
Portable elevators (Item 188).

(6) *Substitute materials*. Any person may manufacture for sale in the United States the following items, without regard to the restrictions of this order, if they are made from the substitute materials listed:

Bee hives.
Farm gates.

Feed trucks.
Grit boxes.
Hog troughs.
Laying nests.
Livestock feeders.
Milk stools.
Poultry feeders.
Poultry waterers.

These items are unrestricted only if they are made entirely (except for nails and essential strappings and fastenings, and except for doors in the case of livestock feeders) from any one or more of the following materials:

Glass or other ceramic products.
Plain concrete.
Fibre board.
Wood fibre products.
Plywood (produced with binder or adhesive not restricted by Conservation Order M-25 or any other applicable M or L order).
Gum and other hardwood lumber.
Softwood lumber (subject to the restrictions of Conservation Order M-208 and all other applicable M and L Orders).

Some of the items listed above are also given quotas on the applicable schedule. These quotas apply only to the extent that the items are to be made from iron or steel.

(7) *Substitution for critical materials encouraged*. If the weight of any item of farm machinery and equipment manufactured by a producer has been or will be increased by his substituting for more critical materials any of the materials listed above in subparagraph (d) (6), he may still manufacture in any current quota period the number of units which would have been within his domestic quota before making the substitution. Also a producer may apply for additional quota for any item in which he can substitute these materials entirely for more critical materials.

(8) *Assignments of quota*. All assignments of quota specifically authorized by appeal under Limitation Order L-170 for the period starting November 1, 1942, or under this Order L-257, are re-authorized for each current quota period. The assignee, in figuring his additional quota, must take the percentage on the applicable schedule for each item transferred and multiply it by the assignor's base production of that item. The assignor's quota is, to that extent, revoked.

(e) *Production schedules*—(1) *AA-2 for purpose of scheduling production*. Producers may schedule their production of items of farm machinery and equipment and repair parts as if the orders for these items bore a rating of AA-2.

(2) *Production schedules must be filed: exemption for "small producers"*. With respect to each item of machinery and equipment (both farm and non-farm) and repair parts, each producer must file a production schedule on Form WPB-3053, listing the quantities he plans to have available for shipment (within his quota) to various classes of customers, in accordance with the instructions on the form. This production schedule is deemed approved as filed, unless the producer is notified in writing to the contrary by the War Production Board. "Small producers" do not have to file this form.

(3) *Items on approved schedule to be available for shipment; changes in schedule.* Each producer must have available for shipment each month to each class of customer the quantities of each item and of repair parts as indicated on his approved schedule. However, he may complete (within his approved total) more than his schedule in any month, except that, in the case of wheel-type tractors, a producer may not complete in any calendar quarter more tractors than the total shown on his approved schedule for that quarter, plus any approved amounts scheduled but not completed in previous quarters. He may also, if necessary, delay completion of any quantities scheduled for any class of customer for any month up to the last day of the next month. Any other change in an approved schedule must be reported on Form WPB-3181 and the change will be deemed approved as filed, unless the producer is notified in writing to the contrary by the War Production Board.

(4) *Deliveries for farm use protected.* A producer must deliver all quantities of items listed on an approved schedule (WPB-3053 or WPB-3181) for farm use and for export without regard to preference ratings, unless otherwise specifically directed in writing by the War Production Board. Small producers who have not filed Form WPB-3053 may deliver items for farm use and for export without regard to any orders bearing preference ratings of AA-2x or lower.

(f) *Further restrictions—(1)* [Deleted Mar. 23, 1944]

(2) *Restrictions on sale for domestic use.* Subject to such directions as may be issued from time to time as to rationing control by the War Food Administrator, no person shall sell any item of new farm machinery and equipment (except poultry equipment, horseshoes, muleshoes, oxen shoes, and harness hardware) which was manufactured for sale in the United States, and which he knows or has reason to believe will not be used in the hands of the ultimate consumer for farm use, except to fill a contract or purchase order bearing a preference rating of AA-4 or higher. If the rated order is for an item which farmers can get only by furnishing purchase certificates under Food Production Order 14 or any other applicable regulation of the War Food Administration, the seller must not fill the order from stock. However, in the following special cases, the seller may sell any of these items from stock for non-farm use on an order rated AA-4 or higher:

(i) If the item is in his stock as a replacement for one previously sold on a rated order, or

(ii) After he has extended the rated order to his supplier and has actually received the particular item, or

(iii) If the rated order is placed with him directly by the Army or Navy (and not indirectly by a contractor or otherwise), or

(iv) If he is a producer (but producers must comply with all applicable orders

and regulations, particularly paragraph (e) (4) of this order).

(g) *Excess inventory.* Any producer may sell to any other producer any material in his inventory which is in excess of his requirements for the items of farm machinery and equipment and repair parts authorized to be manufactured under the provisions of this order. Such sales shall be expressly permitted within the terms of paragraph (c) (3) of Priorities Regulation No. 13.

(h) *Conservation of materials.* (1) If any other order of the War Production Board limits the use of critical materials in the manufacture of farm machinery and equipment, non-farm machinery and equipment, or repair parts to a greater extent than this order does, the other order shall govern unless it states otherwise.

(2) The War Production Board may also from time to time issue special orders requiring standardization, simplification, substitution, or other measures to save critical materials in the manufacture of farm machinery and equipment, non-farm machinery and equipment, or repair parts.

(i) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(j) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(k) *Reports.* Each producer who is not a "small producer" must file by the 10th day of each month a report on Form WPB-1768 of his production during the previous month in accordance with the accompanying instructions. The first report must be filed on or before September 10, 1943. In addition, if any serious production trouble or delay develops between dates of filing the above Form WPB-1768, the producer should immediately advise the War Production Board, including the following information where applicable:

(1) The name of any material or component part, the non-delivery of which is, or will be, materially retarding his production.

(2) The name of the manufacturer or supplier with whom the order was placed.

(3) Producer's purchase order number.

(4) Date of the order.

(5) Supplier's order number.

(6) Promised date of delivery.

(l) *Applicability of regulations.* This order and all transactions affected by it are subject to all present and future reg-

ulations of the War Production Board, unless this order states otherwise.

(m) *Order L-170.* Except as otherwise stated in this order, it supersedes Limitation Order L-170 as of July 1, 1943.

(n) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Farm Machinery and Equipment Division, Washington 25, D. C. Ref: L-257.

NOTE: The reporting requirements in paragraphs (k), (c) (2) (iii), (e) (2) and (e) (3) have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A TO L-257

NOTE: Items 205-207, 210, 212, 258-260, 295, 296 and 310 amended Mar. 23, 1944.

APPLICABLE SCHEDULE FOR CURRENT QUOTA PERIOD
JULY 1, 1943 TO JUNE 30, 1944, INCLUSIVE

Manufacturing Quotas for Items of Farm Machinery and Equipment for Domestic Farm Use

Producers are not restricted by any quota percentage in the manufacture of repair parts.

Quotas for new machinery and equipment for farm use are expressed as a percentage of the net shipping weight of each item produced during 1940 or 1941, whichever was higher. In accordance with paragraph (d) (2), production of "bracketed items" may be distributed among all or any one or more items included in the particular bracket, so long as the total weight does not exceed that determined by applying the various quota percentages to the items in the particular bracket.

"Small producers" may use the quota percentage of 100% for any item or items they manufacture, so long as their aggregate production of all items does not exceed 100% of their total 1940 or 1941 production, whichever was higher, as provided in paragraph (d) (4).

Quotas for each item of attachments, unless election is made to lump together all attachments pursuant to paragraph (d) (3), are expressed as the same percentage as that listed for the machine with which the particular attachment is used (except engines).

Any item of farm machinery and equipment not provided for in this Schedule A is not to be manufactured for sale in the United States, unless specifically exempted under the order. Moreover, any manufacture of an item in excess of the percentages established in this Schedule A, even though it may be scheduled for production under paragraph (e), is permitted only if specifically authorized pursuant to paragraph (c) (3) or on appeal.

GROUP 1: PLANTING, SEEDING, AND FERTILIZING MACHINERY

Division 1: Planters (Horse and Tractor Driven)

Item No.	Quota Percent
1 One row, one horse, corn.....	81
2 One row, one horse, corn and cotton, peanut and bean.....	64
2a One-horse legume planters for middles (Southern).....	64
3 One row, two horse, corn and cotton.....	75
3a Vetch.....	75
4 Two row, corn.....	77
5 Two row, corn and cotton.....	100
6 Three row and over, corn.....	65
7 Three row and over, corn and cotton.....	100

GROUP 1: PLANTING, SEEDING AND FERTILIZING MACHINERY—Continued

Division 2: Planters (Tractor Mounted)

Item No.	Quota Percent
8 One row, corn.....	0
9 One row, corn and cotton.....	58
10 Two row, corn.....	94
11 Two row, corn and cotton.....	61
12 Three row and over, corn.....	100
13 Three row and over, corn and cotton.....	100

Division 3: Potato Planters (Horse and Tractor Drawn)

14 One row.....	100
14a Two row and larger.....	100

Division 4: Transplanters

15 One row, horse or tractor drawn.....	126
15a Two row, horse or tractor drawn.....	126
15b Two row, tractor mounted.....	126
15c Celery, self propelled.....	126
15d Onion, set, horse or tractor drawn.....	126
16 Hand, wheel type.....	112

Division 5: Listers with Planting Attachments (Horse or Tractor Drawn)

17 One row.....	0
18 Two row.....	82
19 Three row and over.....	64

Division 6: Listers with Planting Attachments (Tractor Mounted)

20 One row.....	78
21 Two row.....	62
22 Three row and over.....	100

Division 7: Beet and Bean Drills or Planters

23 Four row, horse or tractor drawn.....	90
23a Six row, horse or tractor drawn.....	90
23b Four row, tractor mounted.....	90
23c Six row, tractor mounted.....	90

Division 8: Grain Drills

24 One horse, plain or fertilizer, three to seven disc or run.....	100
25 Fertilizer, 14 run and under, horse or tractor drawn.....	93
25a Fertilizer, over 14 run, horse or tractor drawn.....	93
26 Plain, 14 run and under, horse or tractor drawn.....	73
26a Plain, over 14 run, horse or tractor drawn.....	73
26b Press drill, horse or tractor drawn.....	73
26c Plain drill, lister type, horse or tractor drawn.....	73

Division 9: Broadcast Seeders

27 Wheeled, horse or tractor drawn.....	52
28 End-gate.....	68
29 Hand (wheelbarrow and other).....	49

Division 10: Garden Planters

30 Hand, wheel type.....	65
31 Horse or tractor drawn, one row or multiple row (one row is a unit).....	73

Division 11: Fertilizer Distributors

32 One row, horse drawn.....	75
32a Two row, horse drawn.....	75
32b Two row, tractor mounted.....	75
32c Broadcast, horse or tractor drawn.....	75
32d Hand propelled.....	72

Division 12: Lime Spreaders (Sowers)

33 Wheeled hopper type sower, horse or tractor drawn.....	61
34 End-gate type.....	61
34a Trailer type.....	61
35 Truck body type.....	100

Division 13: Manure Spreaders and Loaders

36 Four wheel, horse or tractor drawn.....	56
37 Two wheel, tractor drawn.....	51
37a Manure loaders.....	100

Division 14: Other Planting, Seeding and Fertilizing Machinery

38 Limestone pulverizers (farm size, under 14").....	49
39 Uni-carrier, chassis or rear tool bar (short and long) for mounting tools, pull type.....	80
39a Tool frame, attached or rear tool bar (short and long) for mounting tools on tractor.....	80
40 Potato cutter.....	100
40a.....	80
40b.....	80
41 Attachments for all items in Group 1 expressed in terms of net shipping weight in pounds.....	(1)

GROUP 2: PLOWS AND LISTERS

Division 1: Moldboard, Plows (Horse Drawn)

42 Walking, one horse, steel bottom.....	76
43 Walking, one horse, chilled bottom.....	57
44 Walking, two horse and larger.....	62
45 Sulky.....	90
46 Gang, two bottom and larger.....	90

GROUP 2: PLOWS AND LISTERS—Continued

Division 2: Moldboard Plows (Tractor Drawn or Mounted)

Item No.	Quota Percent
47 One bottom, tractor drawn.....	35
47a One bottom, two-way (one furrow) tractor drawn.....	35
48 Two bottom, tractor drawn.....	56
48a Two bottom, two-way (two furrow) tractor drawn.....	60
49 Three bottom, tractor drawn.....	52
50 Four bottom, tractor drawn.....	34
51 Five bottom and larger, tractor drawn.....	44
52 One bottom, tractor mounted.....	14
52a One bottom, two-way (one furrow) tractor mounted.....	35
53 Two bottom, tractor mounted.....	52

Division 3: Disc Plows (Horse Drawn)

54 Single disc, and larger.....	0
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Division 4: Disc Plows (Tractor Drawn)

55 One disc.....	0
56 Two disc.....	78
57 Three disc.....	71
58 One disc—direct connected (one wheel type).....	73
59 Two disc—direct connected (one wheel type).....	51
59a Three disc—direct connected (one wheel type).....	61
59b Three disc, tool bar type.....	61
60 Four disc, tractor drawn.....	65
61 Five disc, tractor drawn.....	54
62 Six disc and larger, tractor drawn.....	54

Division 5: One-way Disc Plows or Tillers

63 Under five feet.....	58
63a Five foot and under eight foot.....	58
63b Eight foot and over.....	58

Division 6: Listers (Horse or Tractor Drawn) (Middlebushers Without Planting Attachments)

64 One row, horse or tractor drawn.....	77
65 Two row, horse or tractor drawn.....	100
66 Threerow and larger, horse or tractor drawn.....	0

Division 7: Listers (Tractor Mounted) (Middlebushers Without Planting Attachments)

67 One row, tractor mounted.....	12
68 Two row, tractor mounted.....	25
69 Three row and larger, tractor mounted.....	48
69a Three row ridgers.....	55

Division 8: Sub-Soil Plows

70 Horse drawn.....	60
71 Tractor drawn.....	60
72 Tractor mounted.....	60

Division 9: Plow Stocks

73 Single or double stocks.....	69
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Division 10: Other Plows and Listers

74 Basin Tiller.....	100
75 Cane row plows.....	100
76.....	60
76a.....	60

Division 11: Attachments

77 Attachments for all items in Group 2 expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 3: HARROWS, ROLLERS, PULVERIZERS AND STALK CUTTERS

Division 1: Harrows

78 Spike tooth harrow sections (steel), horse or tractor drawn.....	69
78a Spike tooth harrow sections (wood), horse or tractor drawn.....	69
79 Spring tooth harrow sections (steel), horse or tractor drawn.....	68
79a Spring tooth harrow sections (wood), horse or tractor drawn.....	68
80 Disc harrows, reversible, row disc, horse or tractor drawn.....	60
80a Disc harrows, single, six foot and under (horse drawn type).....	60
80b Disc harrows, single over six foot (horse drawn type).....	60
80c Disc harrows, tandem attachment for horse drawn type.....	60
80d Disc harrows, single and tandem, six foot and under, tractor drawn.....	60
80e Disc harrows, single and tandem, over six foot and under eleven foot, tractor drawn.....	60
80f Disc harrows, tandem "heavy duty" "cover crop", "wide disc spacing" tractor drawn.....	60
80g Disc harrows, wide disc harrows over ten foot, tractor drawn.....	60
80h Disc harrow, offset—tractor drawn.....	60
80i Disc harrows, brush and bog, tractor drawn.....	60
81 Disc harrows, tractor mounted and tool bar type.....	60
81a Cane disc harrows, tractor mounted and tool bar type.....	100

GROUP 3: HARROWS, ROLLERS, PULVERIZERS AND STALK CUTTERS—Continued

Division 2: Smooth Land Rollers

Item No.	Quota Percent
82 Smooth land rollers, not including lawn rollers.....	61

Division 3: Soil Pulverizers and Packers

83 Soil pulverizers and packers, single.....	57
83a Soil pulverizers and packers, double.....	57

Division 4: Stalk Cutters

84 Stalk cutters, horse drawn.....	63
84a Stalk cutters, tractor drawn.....	63
84b Weed cutters (rotary blade type).....	63
84c Cane stubble shavers.....	85

Division 5: Ridge Busters

85 Ridge busters, horse or tractor drawn.....	100
86 Ridge busters, tractor mounted.....	100

Division 6: Others Harrows and Rollers

87 Combination harrow and rollers.....	91
87a Seed-bed row rollers.....	72
88 Field Markers.....	60
89.....	60
89a.....	60

Division 7: Attachments

90 Attachments for all items in Group 3 expressed in terms of net shipping weights in pounds.....	(1)
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GROUP 4: CULTIVATORS AND WEEDERS

Division 1: Cultivators (Horse and Tractor Drawn)

91 One horse (all types), including hillers, disc hoes, shovel plows, little joes, and similar type harrows and rotary harrows.....	45
92 One row, walking, wo horse.....	79
93 One row, riding, two horse, shovel type.....	90
93a One row, riding, two horse, disc type.....	90
93b Two row, riding, horse drawn, shovel or disc type.....	90
94 One row, riding, two horse listed corn type.....	79
94a Two row horse drawn, listed corn type.....	79
94b Two row, tractor drawn, listed corn type.....	100
94c Three row, tractor drawn, listed corn type.....	100
94d Four row, tractor drawn, listed corn type.....	100
94e Five row, tractor drawn, listed corn type.....	100
95 Beet and bean cultivators, two row, horse drawn.....	50
95a Beet and bean cultivators, four row, horse or tractor drawn.....	50
95b Two row wing and disc hoes and hillers, potato, horse or tractor drawn.....	144
95c Two row wing and disc hoes and hillers, potato, tractor mounted.....	144
96 Field cultivators, spring tooth type, seven foot and under.....	70
96a Field cultivators, spring tooth type, over seven foot.....	70
96b Field cultivators, stiff tooth type, seven foot and under.....	70
96c Field cultivators, stiff tooth type, over seven foot.....	70
96d Chisels and orchard cultivators, tractor drawn.....	45
97 Hand cultivators, wheel type, including hand plows.....	74

Division 2: Cultivators (Tractor Mounted)

98 One row.....	21
99 Two row, shovel type.....	71
99a Two row, listed corn type.....	71
99b Two row, potato cultivator.....	100
99c Two row, disc type.....	71
100 Three and four row, shovel type.....	116
101 Narrow row, four and six row (beet, bean, and vegetable cultivators).....	94
101a Combination cultivators and planters, two row, corn and cotton.....	60
101b Two row, cane cultivators.....	100
101c Three row, cane cultivators.....	100
101d Field cultivator, mounted and tool bar type.....	70
101e Chisel and orchard cultivators, mounted and tool bar type.....	45
(See also item 95c)	

Division 3: Rotary Hoes

102 Rotary hoes, horse or tractor drawn.....	55
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Division 4: Weeders

103 Rod weeders, horse or tractor drawn.....	60
103a Rod weeders, tractor mounted and tool bar.....	60
104 Tooth weeders, one horse, walking.....	150
104a Tooth weeders, two horse, riding.....	150
104b Tooth weeders, tractor drawn.....	150
104c Tooth weeders, tractor mounted.....	150

¹ Percentage quota is the same as that listed for the machine with which the attachment is used, unless option is chosen as provided for in paragraph (d) (3) of the order (L-257).

GROUP 4—CULTIVATORS AND WEEDERS—Continued

Division 5: Other Cultivators and Weeders

Item No.	Quota Percent
105 Beet thinners.....	120
105a Vegetable weeder and thinner.....	122
105b Cyclone weeder.....	95
106.....	85
106a.....	85

Division 6: Attachments

107 Attachments for all items in Group 4 expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 5: SPRAYERS, DUSTERS, AND ORCHARD HEATERS

Division 1: Power Sprayers

108 Market garden type, under six g. p. m.....	63
108a Orchard type, six to ten g. p. m. auxiliary engines.....	63
108b Orchard type, six to ten g. p. m. power take-off.....	63
108c Orchard type, eleven to twenty g. p. m. auxiliary engines.....	63
108d Orchard type, eleven to twenty g. p. m. power take-off.....	63
108e Orchard type, over twenty g. p. m. auxiliary engines.....	63
108f Orchard type, over twenty g. p. m. power take-off.....	63
108g Field or row crop type, six to ten g. p. m. auxiliary engines.....	63
108h Field or row crop type, six to ten g. p. m. power take-off.....	63
108i Field or row crop type, eleven to twenty g. p. m. auxiliary engines.....	63
108j Field or row crop type, eleven to twenty g. p. m. power take-off.....	63
108k Field or row crop type, over twenty g. p. m. auxiliary engines.....	63
108l Field or row crop type, over twenty g. p. m. power take-off.....	63
108m Field or row crop type, tractor mounted.....	100
108n Propeller blast type.....	100
109 Traction sprayers, under six g. p. m.....	100
109a Traction sprayers, six g. p. m. and over.....	100

Division 2: Hand Sprayers with Tank, Barrel, Knapsack, etc., with Complete Equipment (Capacity 1 qt. or over but less than 6 gallons)

110 Compressed air.....	70
111 Knapsack, self-contained.....	68
112 Trombone pump type.....	61
113 Bucket, pump type, single cylinder.....	73
114 Bucket, pump type, double cylinder.....	70
115 Atomizing, single action (1 qt. and larger capacity).....	62
116 Atomizing, continuous (1 qt. and larger capacity).....	64

Division 3: Hand Pump Sprayers (Capacity 6 gallons or more)

117 Barrel pump sprayer.....	87
118 Wheelbarrow sprayer.....	78

Division 4: Spray Pumps, Power

119 Spray pumps, power.....	104
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Division 5: Weed and Pear Burners

120 Weed and pear burners.....	80
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Division 6: Dusters

121 Power duster, auxiliary engines.....	123
121a Power duster, power take-off.....	128
122 Traction dusters.....	79
123 Hand dusters, rotary type.....	74
123a Hand dusters, plunger type.....	74

Division 7: Orchard Heaters

124 Orchard heaters.....	75
124a Wind frost protection machines.....	75

Division 8: Attachments

125 Attachments for all items in Group 5 expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 6: HARVESTING MACHINERY

Division 1: Combines (Harvester-Threshers)

126 Width of cut, 6 ft. and under, auxiliary engines.....	57
126a Width of cut, 6 ft. and under, power take off.....	57
127 Width of cut, over 6 ft. including 10 ft.....	90
128 Width of cut, over 10 feet.....	97
128a Windrowers or swathers.....	78

No. 60—3

GROUP 6: HARVESTING MACHINERY—Continued

Division 2: Grain and Rice Binders

Item No.	Quota Percent
129 Grain binders (ground drive).....	42
130 Grain binders (power take-off drive).....	54
131 Rice binders.....	58

Division 3: Corn Binders

132 Corn binders, ground drive.....	70
132a Corn binders, power take-off.....	75
132b Corn harvester, sled and wheel type.....	75

Division 4: Corn Pickers

133 One row, mounted type.....	110
134 Two row, mounted type.....	76
135 One row, pull type.....	78
136 Two row, pull type.....	108

Division 5: Field Ensilage Harvesters—Row Type

137 Field Ensilage Harvesters (row type).....	160
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Division 6: Potato Diggers and Pickers

138 Walking plow type.....	114
139 One row, ground drive.....	135
139a One row, power take off.....	125
139b Two row, power take off.....	125
139c Potato pickers.....	135

Division 7: Bean Cutters or Pullers

140 Two row, horse or tractor drawn.....	85
140a Four row, horse or tractor drawn.....	85

Division 8: Sugar Beet and Cane Harvesting Equipment

141 Beet lifters, horse or tractor drawn.....	27
141a Beet lifters, tractor mounted.....	27
141b Beet harvesters.....	150
141c Beet loaders.....	150
141d Cane harvesters.....	85
141e Cane loaders.....	150

Division 9: Other Harvesting Equipment

142 Cotton harvesters, stripper type.....	150
142a Cotton pickers.....	150
143 Vegetable pullers and pickers.....	150
143a Green pea harvesters.....	150
143b Spinach harvesters.....	150
144 One row soybean harvesters.....	150
144a Grass seed harvesters or strippers.....	80
144b Flax pullers.....	100
144c Hop pickers.....	67
144d Peanut diggers.....	150
144e.....	90
144f.....	90

Division 10: Attachments

145 Attachments for all items in Group 6 expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 7: HAYING MACHINERY

Division 1: Mowers

146 Horse or tractor drawn (ground drive).....	49
147 Tractor mounted or semi-mounted (power take-off drive).....	60

Division 2: Rakes

148 Sulky (dump).....	47
149 Side delivery (incl. comb. side rakes and tedders).....	84
150 Sweep (horse).....	90
150a Sweep (tractor mounted).....	90

Division 3: Hay Loaders

151 Hay loaders.....	67
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Division 4: Stackers

152 Stationary.....	90
152a Combination stacker-loaders.....	146

Division 5: Pick-up Hay Balers and Bale Loaders

153 Pick-up hay balers—power take-off.....	78
153a Pick-up hay balers—auxiliary engine.....	78
153b Field bale loader.....	150

Division 6: Other Haying Machinery

154 Field hay choppers and harvesters.....	150
155.....	90
156.....	90

1 Percentage quota is the same as that used for the machine with which the attachment is used, unless option is chosen as provided for in Paragraph (d) (3) of the Order (L-257).

GROUP 7: HAYING MACHINERY—Continued

Division 7: Attachments

Item No.	Quota Percent
157 Attachments for all items in Group 7 expressed in terms of net shipping weight in pounds.....	

GROUP 8: MACHINES FOR PREPARING CROPS FOR MARKET OR USE

Division 1: Stationary Threshers—Grain, Rice and Alfalfa

158 Threshers, width of cylinder under 28 inches.....	65
159 Threshers, width of cylinder 28 inches and over.....	47

Division 2: Stationary Pea and Bean Threshers

160 Stationary pea and bean threshers.....	132
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Division 3: Peanut Pickers

161 Peanut pickers.....	61
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Division 4: Ensilage Cutters—Silo Fillers

162 Ensilage cutters (Silo Fillers).....	61
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Division 5: Feed Cutters—Hand and Power

163 Feed cutters, hand and power.....	86
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Division 6: Corn Shellers

164 Corn shellers (hand).....	43
165 Spring (2, 4, 6 and 8 hole).....	0
166 Cylinder (150 bu. and under).....	53
167 Cylinder (over 150 bushels).....	45

Division 7: Corn Huskers and Shredders

168 Combination corn huskers-shredders.....	74
169 Corn huskers.....	41
170 Corn shredders.....	0

Division 8: Stationary Hay and Straw Balers

171 Horse.....	76
172 Auxiliary engine.....	36
172a Belt driven.....	36
172b Power take-off.....	36
172c Broom corn balers.....	79

Division 9: Feed Grinders and Crushers

173 Hand.....	52
174 Power, burr type.....	58
175 Hammer type.....	58
175a Roughage mills, combination type with cutter head and grinders.....	58
175b Feed mixers (not concrete mixers).....	58

Division 10: Grain Cleaners and Graders

176 Cleaners and graders—farm type (small grain and seed).....	63
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Division 11: Sorters and Graders

177 Potato sorters and graders.....	111
177a Vegetable graders, washers, sackers and conveyors.....	90
177b Vegetable toppers.....	90
177c Fruit graders, washers, crushers, conveyors.....	90
177d Nut hullers graders, sackers, conveyors.....	90

Division 12: Maple Syrup Evaporators

178 Complete sets of pans, not including furnaces.....	69
179 Furnaces.....	58

Division 13: Cane Syrup Evaporators

180 Complete sets of pans, not including furnaces.....	95
181 Furnaces.....	77

Division 14: Cane Mills—Farm Size

182 Cane mills (farm size).....	63
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Division 15: Cider Mills and Fruit Presses

183 Cider mills and fruit presses.....	32
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Division 16: Other Machines for Preparing Crops for Market or Use

184 Tobacco Curers.....	40
185 Broom corn de-seeders.....	80
186.....	80
186a.....	80

GROUP 8: MACHINES FOR PREPARING CROPS FOR MARKET USE—Continued
Division 11: Attachments

Item No.	Quota Percent
187 Attachments for all items in Group 8 expressed in terms of net shipping weight in pounds.....	(1)

GROUP 9: FARM ELEVATORS AND BLOWERS
Division 1: Elevators—Portable

188 Elevators, Portable.....	100
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Division 2: Elevators—Stationary

189 Elevators, stationary.....	36
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Division 3: Blowers—Grain and Forage

190 Blowers (grain).....	118
190a Blowers (forage).....	150

Division 4: Attachments

191 Attachments for all items in Group 9 expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 10: TRACTORS
Division 1: Tractors, Wheel Type, by Rated Belt H. P.

192 Special purpose, under 30 H. P.....	82
193 Special purpose, 30 and over.....	44
194 All purpose under 30 H. P.....	41
195 All purpose 30 and over.....	63

Division 2: Garden Tractors

196 Garden tractors (incl. motor tillers).....	65
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Division 3: Attachments

197 Attachments for all items in Group 10 expressed in net shipping weight in pounds.....	(1)
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GROUP 11: ENGINES (CANCELLED—SCHEDULED BY AUTOMOTIVE DIVISION)
Division 1: Engines Under 1 H. P.

198 Air Cooled.....	(2)
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Division 2: Engines, 1 or More but Under 5 H. P.

199 Air Cooled.....	(2)
200 Water Cooled.....	(2)

Division 3: Engines, 5 or More but Under 10 H. P.

201 Air Cooled.....	(2)
202 Water Cooled.....	(2)

Division 4: Engines, 10 or More but Under 20 H. P.

203 Water cooled.....	(1)
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Division 5: Attachments

204 Attachments for all items in Group 11 expressed in terms of net shipping weight in pounds.....	75
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GROUP 12: FARM WAGONS, GEARS AND TRUCKS (NOT MOTOR)
Division 1: Wagons and Trucks

205 Wagon gears (less box).....	55
206 Truck gears (less box).....	55
206a One horse wagon (less box).....	55

Division 2: Wagon Bodies

207 Wagon and truck boxes, farm.....	77
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Division 3: Farm Sleighs

208 Sleighs and Bob-Sleds, farm.....	150
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Division 4: Trailers—Farm

209 Trailers, farm.....	0
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Division 5: Other Transporting Equipment Not Motor Trucks

210 Tobacco trucks.....	56
210a Buggies and spring wagons, farm.....	55
211 Cane wagons and carts.....	47
211a.....	50
211b.....	50

Division 6: Attachments

212 Attachments for all items in Group 12 expressed in terms of net shipping weight in pounds.....	(1)
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¹Percentage quota is the same as that listed for the machine with which the attachment is used, unless option is chosen as provided for in paragraph (d) (3) of the order (L-257).

²Quota percentage not necessary.

GROUP 13: DOMESTIC WATER SYSTEMS
Division 1: Deep and Shallow Well Systems

Item No.	Quota Percent
213 Deep well, reciprocal.....	55
214 Deep or shallow well, jet type.....	70
215 Shallow well, 250-499 gals. per hour.....	66
216 Shallow well, 500 gals. per hour and over.....	56

Division 2: Power Pumps

217 Horizontal type, up to and incl. 75 gal. p. m. 100 lbs. pressure.....	55
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Division 3: Water Well Casing

218 Water well casing (fabricated by other than pipe mills).....	100
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Division 4: Attachments

219 Attachments for all items in Group 13 expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 14: FARM PUMPS AND WINDMILLS
Division 1: Pumps, Water

220 Pitcher pumps.....	69
221 Hand and windmill pumps.....	84

Division 2: Windmills

222 Windmill heads.....	95
223 Windmill towers.....	89

Division 3: Pump Jacks

224 Pump jacks.....	67
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Division 4: Attachments

226 Attachments for all items in Group 14 expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 15: IRRIGATION AND DRAINAGE EQUIPMENT
Division 1: Irrigation and Drainage Pumps

227 Turbine Pumps, 0 to 1,200 G. P. M.....	64
228 Turbine Pumps, 1,200 G. P. M. and up.....	135
229 Centrifugal pumps.....	64
230 Hydraulic rams.....	100

Division 2: Distribution Equipment

231 Land levelers.....	45
231a Blade ditchers and terracers.....	45
231b One disc terracers.....	45
231c Corrugators.....	45
231d Scrapers.....	45

(Items 231 to 231d are exclusive of power ditchers, draglines, and other self-powered machines.)

232 Portable pipe and extensions, sprinklers (excluding lawn sprinklers), valves and gates, expressed in terms of net shipping weight in pounds.....	70
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Division 3: Other Farm Irrigation Equipment (List each item separately)

233.....	40
234.....	40
235.....	40

Division 4: Attachments

236 Attachments for all items in Group 15, expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 16: DAIRY FARM MACHINES AND EQUIPMENT
Division 1: Milking Machines

237 Milking machines..... (Complete Outfits).....	60
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Division 2: Farm Cream Separators

238 Capacity 250 lbs. per hour or less.....	35
239 Capacity 251 lbs. to 800 lbs. per hour.....	37
240 Capacity 801 lbs. to 1500 lbs. per hour.....	23

Division 3: Farm Milk Coolers

241 Immersion type.....	84
242 Surface or Tubular type.....	84

GROUP 16: DAIRY FARM MACHINES AND EQUIPMENT—Continued
Division 4: Farm Butter Making Equipment

Item No.	Quota Percent
243 Butter churns.....	70
244 Butter molds.....	50

Division 5: Other Dairy Farm Equipment

245 Milk pails.....	98
246 Milk strainers.....	98
247 Stirrers.....	50
248 Cream setter cans.....	50
248a Sterilizing tanks.....	70
248b Dairy washing tanks.....	60
248c Dairy water heaters (excluding boiler-type heaters).....	60
248d Can racks.....	60
(List additional items separately).....	50
248e.....	50
248f.....	50
248g.....	50

Division 6: Attachments

249 Attachments for all items in Group 16, expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 17: BARN AND BARNYARD EQUIPMENT
Division 1: Feed Carriers, Litter Carriers, and Feed Trucks

250 Feed carriers.....	50
251 Litter carriers.....	82
252 Track for feed and litter carriers.....	75
253 Feed trucks (iron and steel).....	67

Division 2: Hay Unloading Equipment

254 Hay carriers.....	90
255 Track for hay carriers.....	73
256 Hay forks, harpoon and grapple.....	90

Division 3: Cattle Stalls, Pen Equipment and Stanchions

258 Cattle stalls and fittings.....	50
259 Livestock pens.....	40
260 Cattle stanchions and fittings.....	65

Division 4: Livestock Drinking Cups and Watering Bowls

261 Livestock drinking cups.....	92
262 Outside livestock watering bowls.....	80

Division 5: Barnyard Stock Tanks

263 Barnyard stock tanks.....	65
264 Hog troughs (iron and steel).....	56
265 Livestock dipping tanks.....	50

Division 6: Feeders, Feed Cookers, & Tank Heaters

265a Livestock feeders (iron and steel).....	80
266 Feed cookers.....	77
267 Tank heaters.....	90

Division 7: Barn-Door Track & Hangers
Division 8: Other Barn & Barnyard Equipment

270 Hog waterers.....	105
270a Hog oilers.....	65
271 Hog rings.....	110
271a Hog ringers.....	85
272a Cattle dehorning equipment.....	50
272i Anti-cow-kickers.....	45
272h Hay hoists.....	60
272i Bull stalls.....	100
272j Bull rings.....	100

(List additional items separately)

272k.....	50
272l.....	50

Division 9: Attachments

273 Attachments for all items in Group 17, expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 18: FARM POULTRY EQUIPMENT
Division 1: Incubators

274 Incubators, 1,000-egg capacity & smaller.....	51
275 Incubators, over 1,000-egg capacity.....	75

Division 2: Floor Brooders

276 Oil (over 100 chick capacity).....	100
277 Coal (over 100 chick capacity).....	100
278 Gas (over 100 chick capacity).....	100
279 Wood (over 100 chick capacity).....	100
280 Electric (over 100 chick capacity).....	100
280a All types 100 chick capacity and smaller.....	100

Division 3: Battery Brooders (Heated)

281 Three deck and smaller (heated).....	30
282 Four deck (heated).....	70
283 Five deck (heated).....	85

¹Percentage quota is the same as that listed for the machine with whom the attachment is used, unless option is chosen as provided for in paragraph (d) (3) of the order (L-257).

GROUP 18: FARM POULTRY EQUIPMENT—
Continued

Division 4: Growing and Laying Batteries

Item No.	Quota Percent
284 Growing.....	52
285 Laying.....	0

Division 5: Poultry Feeders

286 Poultry feeders (iron and steel).....	70
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Division 6: Poultry Waterers and Water Heaters

287 Poultry waterers (iron and steel).....	70
287a Automatic float valves.....	75
287b Fountain heaters.....	75

Division 7: Laying Nests and Grit Boxes

288 Laying nests (iron and steel).....	40
289 Egg baskets.....	100
289a Grit boxes (iron and steel).....	40

Division 8: Other Farm Poultry Equipment

290 Leg bands.....	110
290a Wing bands.....	110
291 Egg graders.....	100
292 Egg candlers.....	100
292a Poultry punches.....	50
292b Roof saddles.....	100
292c Draft equalizers.....	100
292d Chimney caps.....	100
292e Killing cones.....	50
292b Fowl catchers.....	50

(List additional items separately)

292i.....	50
292j.....	50
292k.....	50

Division 9: Attachments

293 Attachments for all items in Group 18, expressed in terms of net shipping weight in pounds.....	(1)
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GROUP 19: MISCELLANEOUS FARM EQUIPMENT

Division 1: Beekeepers' Supplies

294 Beekeepers' supplies (except bee hives).....	100
295 Bee hives (not limited) (1).....	

Division 2: Silos

296 Silos (total weight of iron and steel).....	60
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Division 3: Horse Shoes—Including Mule and Oxen Shoes

297 Horseshoes (incl. mule and oxen shoes).....	107
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Division 4: Harness Hardware

298 Harness hardware.....	100
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Division 5: Power Sheep Shearing Machines

299 Power sheep shearing machines.....	100
299a Power cattle and horse clippers.....	50

Division 6: Electric Fence Controllers

300 Electric fence controllers.....	100
301 Electric fence accessories.....	120

Division 8: Farm Wood-Sawing Machines

309 Farm wood-sawing machines including self-powered cross-cut and drag 5 H. P. and less.....	55
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Division 9: Farm Gates

310 Farm gates.....	25
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Division 10: Farm Electric Plants (wind-driven)

311 Farm electric plants (wind-driven electric generating plants only—does not include batteries or towers).....	55
311a Towers for wind-driven electric generating plants (Engine driven farm lighting plants and batteries transferred to Automotive Division.).....	55

Division 11: Attachments

312 Attachments for all items in Group 19, expressed in terms of net shipping weight in pounds.....	(1)
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[F. R. Doc. 44-4118; Filed, March 23, 1944; 11:21 a. m.]

PART 1114—TIRE RETREADING, RECAPPING AND REPAIR EQUIPMENT

[General Limitation Order L-61, as Amended Mar. 23, 1944]

The fulfillment of requirements for the national defense has created a shortage in the supply of certain critical materials used in the manufacture of retreading, recapping and repair equipment for the national defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1114.1 *General Limitation Order L-61—(a) Definitions.* For the purpose of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or any organized group of persons, whether incorporated or not.

(2) "Retreading, recapping or repair equipment" means any mechanical device used in connection with applying uncured rubber (in the form of camel-back, patching rubber or otherwise) to rubber casings or innertubes for the purpose of renewing or repairing a rubber casing or innertube. The term includes, but is not limited to; full circle molds, full circle matrices, holders, tables, steam chambers, kettle curing devices, curing rings, curing bands, pressure plates, spacer rings, curing rims, sectional molds, sectional matrices, tire and tube repair and spot equipment, tire spreaders, tire buffers, mechanical stitchers, mechanical rollers, regroovers. It does not include, however, small tools such as knives, hand rollers, hand stitchers, jacks, shears, and other miscellaneous shop tools and supplies.

(3) "Delivery" means any physical delivery of any item of retreading, recapping or repair equipment, or parts of such equipment to other persons.

(4) "Approved order" means an order for new retreading, recapping or repair equipment authorized on Form WPB-1319, which bears the certification in paragraph (d). It also means any order for new retreading, recapping or repair equipment which the War Production Board has authorized under Order L-61 before March 23, 1944, to be produced or delivered.

(b) *Restrictions on production and delivery.* (1) No person shall manufacture or deliver any item of new retreading, recapping or repair equipment having a retail value of more than \$85, or curing rings, spacer rings, full circle and sectional matrices, regardless of retail value, except to fill approved orders.

No person shall manufacture or deliver new parts except for the maintenance and repair of existing equipment or to fill approved orders. Any order for curing rings, spacer rings, full circle and sectional matrices (new items only) must

be an approved order even though the items are for the maintenance or repair of existing equipment.

Any person engaged in the business of retreading, recapping or repairing tires may purchase parts for the maintenance and repair of his equipment under CMP Regulation 5. That regulation assigns a rating of AA-2 for this purpose. Single items of retreading, recapping or repair equipment having a retail value of \$85 or less other than curing rings, spacer rings, full circle and sectional matrices may also be purchased under the provisions of CMP Regulation 5. The regulation may not, however, be used for new items of equipment for which an approved order is required.

(2) Facilities which can be used in the production of items of retreading, recapping or repair equipment in more than one of the groups of the following production pattern are called interchangeable facilities in this paragraph. For the purpose of the production pattern, "molds and matrices" include curing rings, spacer rings, curing tables, steam chambers and kettle curing devices.

PRODUCTION PATTERN

Group	Type of Equipment
1	Airplane, full circle tire molds and matrices.
2	Tractor-implement rear wheel full circle tire molds and matrices.
3	Earth-mover and road grader full circle molds and matrices.
4	Repair parts for retreading, recapping or repair equipment produced after December 7, 1941
5	Tractor front wheel full circle tire molds and matrices.
6	Truck-bus full circle tire molds and matrices.
7	Sectional molds and matrices, all types.
8	Repair parts for retreading, recapping or repair equipment produced prior to December 7, 1941.
9	Inner tube repair equipment.
10	Buffers and tire spreaders.
11	Passenger tire full circle molds and matrices and miscellaneous equipment not specifically covered in groups 1 to 10 inclusive.
12	Any discontinued or obsolete types of retreading, recapping or repair equipment which the manufacturer is unable to produce without loss of production.

Interchangeable facilities must be used to produce orders for new retreading, recapping or repair equipment or for parts in the sequence established by the above production pattern. This means that a manufacturer must use interchangeable facilities to produce orders classified in each higher group before he may use the same facilities to fill orders in any

lower group. If he is using interchangeable facilities for a lower group and is required by the production pattern to divert those facilities to unfilled orders in a higher group, he may postpone the diversion of facilities to the higher group for not more than 15 days after receipt of an order in the higher group.

Preference ratings for retreading, recapping or repair equipment or for parts of equipment shall have no effect upon the use of interchangeable facilities to fill orders in different groups. Orders classified in the same group, however, shall be produced and shipped in accordance with Priorities Regulation No. 1.

(c) *How approval is obtained.* Any person who wishes to purchase any item of new retreading, recapping or repair equipment having a retail value of more than \$85, or curing rings, spacer rings, full circle and sectional matrices regardless of retail value, must make his application on Form WPB-1319. The form together with instructions for its use and filing may be obtained from the nearest War Production Board Field Office.

If the application is granted by the War Production Board, the form will be returned to the applicant authorizing the production or delivery of all or part of the items requested and a preference rating or ratings may be assigned.

(d) *Purchaser's certification to supplier.* The person receiving authorization by the War Production Board on Form WPB-1319 may serve an approved order upon his supplier for the items of equipment authorized on the form by making certification to his supplier and to the War Production Board in substantially the following form:

The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board, that, to the best of his knowledge and belief, the undersigned is authorized under applicable War Production Board regulations or orders to place this delivery order, to receive the item(s) ordered for the purpose for which ordered, and to use any preference rating or allotment number or symbol which the undersigned has placed on this order.

Date of authorization under Order L-61 -----
Form WPB-1319, Serial Number -----

(Authorized Official)

The above standard form of certification is set forth in Priorities Regulation No. 7. The information added to this certification consists of the date and serial number of the authorization on Form WPB 1319.

(e) [Deleted Mar. 23, 1944]

(f) *Miscellaneous provisions—(1) Applicability of regulations.* Except as

otherwise provided in paragraph (b), this order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(2) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Office of Rubber Director, Washington 25, D. C., Ref.: L-61.

(4) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Records.* Each manufacturer or distributor of new retreading, recapping and repair equipment affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, production and sales of such equipment.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4119; Filed, March 23, 1944;
11:20 a. m.]

PART 1226¹—GENERAL INDUSTRIAL EQUIPMENT

[General Conservation Order L-89, as
Amended Mar. 23, 1944]

ELEVATORS AND ESCALATORS

The fulfillment of the requirements for the defense of the United States has created a shortage in the supply of certain critical materials used in the manufacture of elevators and escalators for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1226.32¹ *General Conservation Order L-89—(a) Definitions.* For the purpose of this order:

(1) "Elevator" means any hoisting or lowering mechanism, equipped with a car or platform which moves in guides in a substantially vertical direction; including hydraulic and hydroelectric elevators, electric dumbwaiters, home lifts and elevettes; but excluding mine material hoists, man lifts, platform lifts and

portable elevators. The term shall also mean inclinator, and electrically operated elevating devices appurtenant to stationary stairways.

(2) "Escalator" means a moving inclined continuous stairway or runway used for raising or lowering persons.

(3) "Order" means any commitment or other arrangement for the delivery of an elevator, escalator, or parts or accessories therefor.

(4) "Approved order" means (i) any order for a new elevator bearing a preference rating of AA-5 or higher authorized on Form WPB-617 (formerly PD-200), except an order for a new elevator to replace the existing one or to install in an existing shaft, (ii) any order for parts or equipment for an elevator or escalator bearing a rating of AA-5 or higher involving less than \$500, exclusive of installation labor costs, except an order for spare or maintenance parts not required for immediate use if, by its fulfillment, the parts inventory of the purchaser is increased beyond \$50 for each elevator operated by him or if his total purchase of such parts would thereby exceed \$100 for each elevator in any calendar year, or (iii) an order for repair or maintenance parts in whatever amount may be the minimum necessary when there has been an actual breakdown, or suspension of operations of an elevator or escalator is imminent because of the necessity for repair and the repair parts are not otherwise available from the purchaser's inventory. No order shall be subdivided for the purpose of coming within subdivision (ii) of this subparagraph. The term "any order" includes a group of orders for equipment for one or more elevators or escalators where all of the equipment is customarily purchased as part of a single order.

(5) "Maintenance" means the minimum upkeep necessary to continued operation of an elevator or escalator in sound working condition, and "repair" means the restoration of an elevator or escalator to sound working condition when rendered unsafe or unfit for service by wear and tear, damage, failure of parts or the like.

(b) *Restrictions on accepting orders.*

(1) No person shall manufacture an escalator or accept an order for delivery of an escalator.

(2) No person shall accept an order for a new elevator or for elevator or escalator parts or accessories, except an approved order, without authorization in writing from the War Production Board. Application for authorization shall be made by purchaser on Form WPB-1236 in accordance with instructions contained on the form. The War Production Board may grant such application on such conditions, if any, as it may prescribe. An authorization by the War Production Board issued prior to March 23, 1944, meets the requirements of this paragraph.

(c) *Restrictions on use of materials.* No non-ferrous metals or stainless steel shall be used in the manufacture of car enclosures, facias, hanger covers, car doors or gates, car or landing thresholds or face plates of operating or signal fix-

¹ Formerly Part 1171, § 1171.1.

tures; or in the manufacture of parts therefor.

(d) *Exemptions.* (1) The restrictions of paragraphs (b) and (c) of this order shall not apply to any elevator or elevator parts, equipment or accessories, to be installed and used aboard any ships owned or operated by the Army, Navy, Maritime Commission or War Shipping Administration.

(2) The restrictions of paragraph (b) shall not apply to an order placed by a manufacturer or dealer for elevator or escalator parts, equipment or accessories to be delivered for further manufacture or for resale for maintenance and repair purposes.

(e) *Miscellaneous provisions.*—(1) *Records and reports.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, production and sales. All persons affected by this order shall execute and file with the War Production Board, such reports and questionnaires as the War Production Board shall from time to time require. Specific reports and questionnaires will be subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(2) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time. Where the limitations imposed by other L, M or R orders are applicable to the subject matter of this order, the most restrictive limitation shall apply.

(3) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(4) *Appeals.* Any appeal from the provisions of this order shall be made by filing Form WPB-1477 (formerly PD-500) or by letter, in triplicate, referring to the provisions appealed from and stating fully the grounds for the appeal. The appeal shall be filed with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

(5) *Communications.* All reports required to be filed hereunder, and all communications, concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, General Industrial Equipment Division, Washington 25, D. C. Ref: L-89.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4120; Filed, March 23, 1944;
11:20 a. m.]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT ELEVATORS AND ESCALATORS

[General Conservation Order L-89,
Interpretation 1]

The following interpretation was issued with respect to General Conservation Order L-89:

Paragraph (b) (2) provides that no person shall accept an order (except an approved order) unless the order has been authorized on Form WPB-1236 (this restriction not applying to acceptance of orders exempted under paragraph (d)). An "approved order" (as defined in paragraph (a) (4) (iii) includes an order for repair or maintenance parts for an elevator or escalator where suspension of operations is imminent because of the necessity for repair and the repair parts are not otherwise available from the purchaser's inventory. A suspension of operations may be considered imminent if the condition of the cables of an elevator or the steps or hand rails of an escalator or of any other parts of an elevator or escalator would make definitely dangerous its continued operation without making the repairs; and such condition may be assumed where the cables, steps, hand rails, or other parts have been condemned pursuant to a state law or municipal ordinance requiring suspension of operations unless their repair or replacement is made within the period (normally 30 to 90 days) specified on the inspector's report. However, a possible future breakdown cannot be considered as meaning that suspension of operations is imminent.

Issued this 23d day of March, 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4121; Filed, March 23, 1944;
11:24 a. m.]

PART 3114—SIMPLIFICATION AND STANDARDIZATION OF PORTABLE TOOLS, CHUCKING EQUIPMENT, MECHANICS' HAND SERVICE TOOLS, FILES, HACK AND BAND SAWS, VISES, MACHINE TOOL ACCESSORIES

[Limitation Order L-216, Schedule II, as Amended Mar. 23, 1944]

WRENCHES

§ 3114.3 *Schedule II to Limitation Order L-216*—(a) *Definitions.* For the purpose of this schedule:

(1) "Wrench" means any wrench of any type specifically mentioned in Appendix A of this schedule, including any drive tools therefor. Wrenches of a type not specified in Appendix A of this schedule are not subject to its provisions.

(2) "Producer" means any person engaged in the production of wrenches.

(3) "Distributor" means any person who purchases wrenches for purposes of resale, excluding persons who purchase wrenches for resale to their own employees and persons who purchase wrenches for resale as accessories for delivery with or use with items of their own manufacture.

(4) "Ultimate consumer" means any person who purchases wrenches other than a distributor.

(5) "Alloy steel" means only those alloy steels which are in the series listed in Exhibit B to General Preference Order E-6.

(6) "Nominal", when applied to any over-all length specification contained in

this schedule, means that such over-all length specification is subject to a production tolerance or allowance of one-half inch over or one-half inch under the given specification; provided that a "nominal" specification does not permit the production of two different size wrenches under the one specification.

(b) *Restrictions on production.* (1) No producer shall commence processing any carbon or alloy steel for the production of any wrench unless such wrench when completed shall conform to all provisions of this schedule which are applicable thereto.

(2) Where any provision of this schedule prohibits the production of any wrench heretofore produced by a producer and such producer believes this imposes unreasonable hardship upon him, application for specific permission to continue the production of such wrench for the life of usable dies acquired by the producer prior to March 25, 1943 may be made to the War Production Board. Application for such permission may be made by filing a letter in triplicate setting forth a detailed description of the wrench for which permission to continue production is sought, the number of usable dies for such wrench on hand, the date of their acquisition, and the approximate number of wrenches or parts therefor which such dies are capable of producing.

(c) *Limitation on the use of steel.* Producers may make any of the permitted types of wrenches out of carbon or alloy steel but must not make the same type in both carbon and alloy steel unless specifically permitted to do so by Appendix A of this schedule.

(d) *Limitation on styles, grades and dimensions.* Except where specifically permitted by Appendix A of this schedule, no producer shall:

(1) Make more than one style or pattern of any type of wrench.

(2) Make more than one grade of any type of wrench.

(3) Make any size wrench permitted by Appendix A of this schedule to more than one set of dimensions.

(e) *Limitation on finishes.* (1) Wrenches may have finishes applied to them only to the following extent: They may be coated with oil or grease compound or chemical black, or lacquered, parkerized, or lead or zinc coated.

(2) Polishing is prohibited except to the extent necessary to make the wrench usable for the purposes intended; in no event shall any wrench be polished on more than one wheel, or one belt, or one similar polishing device.

(f) *Limitation on production and delivery of sets.* (1) Except as provided in subparagraph (2) of this paragraph (f), no producer shall make for his own inventory and no distributor shall acquire for his inventory or shelf stock any sets of wrenches. Any number of wrenches in excess of one which have been grouped for purposes of sale as a unit shall be deemed a "set" for the purposes of this paragraph.

(2) Nothing contained in this paragraph shall prohibit

(i) A producer from producing sets to fill a specific order placed directly or indirectly by an ultimate consumer, or

(ii) A distributor from making up a set or sets of wrenches to fill a specific order placed by an ultimate consumer, or

(iii) The production and placement of sets in either a producer's or a distributor's inventory or shelf stock of those $\frac{1}{4}$ -inch drive detachable socket wrenches permitted to be produced and maintained in inventory by Appendix A and those open-end ignition (or electrical) wrenches permitted to be produced and maintained in inventory by Appendix A.

(g) *Limitations on sizes and inventories.* (1) No producer shall make any wrenches of any type specified in Appendix A of this schedule except in the sizes therein authorized and for the purposes therein set forth.

(2) If, with respect to any type of wrench, it is indicated that one or more sizes on Appendix A shall be selected, each producer shall select such sizes as he may desire to manufacture within the limitations prescribed, not to exceed the number so indicated and shall forthwith give notice of his selection in writing to the War Production Board, Tools Division, Reference: L-216, Schedule II. The producer may thereafter apply to the War Production Board for leave to amend his original selection, but unless and until such leave is granted by the War Production Board in writing, the original selection shall remain binding upon such producer.

(3) No producer or distributor shall maintain inventories of any wrenches of any type specified in Appendix A of this schedule except in the sizes in which inventories are specifically permitted by such Appendix A in the hands of either producers or distributors.

(h) *Limitation on segregation by brand or trade name.* Notwithstanding the provisions of any contract or purchase order, no producer shall hold or reserve wrenches for a particular customer if deliveries under orders from other customers entitled to preference will be delayed thereby, whether or not such wrenches are stamped or marked with a special brand or trade name.

(i) *Exemptions.* Notwithstanding any other provisions of this schedule, the following are exempt from the provisions herein contained:

(1) The production of any wrenches which has been commenced prior to May 31, 1943, provided such wrenches will be completed within ninety days after May 31, 1943.

(2) Wrenches for Whitworth and Metric bolts and nuts;

(3) Shanks, chucks, or sockets for power driven nut runners or impact power drivers.

(j) *Applicability of other orders.* All the provisions of General Preference Order E-6 which are not inconsistent with the provisions of this schedule shall apply to the production and delivery of wrenches.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX A

I. WRENCHES, OPEN-END, NON-ADJUSTABLE

(a) *Type: Engineers', double-head, 15° angle, normal duty.* (1) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size combination specified by such ultimate consumer.

(2) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following size combinations (stated in wrench openings in inches):

$\frac{5}{16}$ and $1\frac{1}{2}$	$1\frac{3}{16}$ and $\frac{3}{4}$
$\frac{9}{16}$ and $\frac{3}{4}$	$1\frac{3}{16}$ and $1\frac{1}{2}$
$\frac{1}{2}$ and $\frac{1}{2}$	$\frac{7}{8}$ and $1\frac{1}{2}$
$\frac{1}{2}$ and $\frac{9}{16}$	$\frac{7}{8}$ and $1\frac{3}{4}$
$\frac{1}{2}$ and $1\frac{1}{2}$	$\frac{7}{8}$ and 1
$\frac{1}{2}$ and $1\frac{3}{4}$	$1\frac{1}{2}$ and 1
$\frac{9}{16}$ and $\frac{9}{16}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$1\frac{1}{2}$ and $1\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{3}{4}$
$\frac{5}{8}$ and $\frac{3}{4}$	$1\frac{3}{4}$ and $1\frac{1}{2}$
$1\frac{1}{2}$ and $2\frac{1}{2}$	1 and $1\frac{1}{2}$
$\frac{3}{4}$ and $1\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{1}{4}$
$\frac{3}{4}$ and $\frac{7}{8}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$2\frac{1}{2}$ and $\frac{7}{8}$	$1\frac{1}{2}$ and $1\frac{3}{4}$

Provided, however, A producer may make this type in the following additional size combinations for such producer's own inventory:

$\frac{7}{8}$ and $1\frac{1}{2}$	2 $\frac{1}{2}$ and 2 $\frac{3}{4}$
$1\frac{1}{2}$ and $1\frac{1}{2}$	3 and 3 $\frac{1}{2}$
$1\frac{1}{2}$ and 2	3 $\frac{1}{2}$ and 3 $\frac{1}{2}$
2 $\frac{1}{4}$ and 2 $\frac{3}{4}$	

(b) *Type: Engineers', double-head, 15° angle, heavy duty.* (1) This type shall be made of alloy steel only.

(2) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size combination specified by such ultimate consumer, except that no wrench of this type shall be made with a wrench opening of less than $\frac{3}{16}$ " or more than $1\frac{1}{2}$ ".

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following size combinations (stated in wrench openings in inches):

$\frac{3}{16}$ and $\frac{1}{4}$	$1\frac{1}{2}$ and $2\frac{1}{2}$
$\frac{1}{4}$ and $\frac{3}{16}$	$\frac{3}{4}$ and $1\frac{1}{2}$
$\frac{1}{4}$ and $\frac{1}{2}$	$2\frac{1}{2}$ and $1\frac{1}{2}$
$\frac{1}{2}$ and $\frac{3}{16}$	$\frac{3}{4}$ and $\frac{3}{4}$
$\frac{1}{2}$ and $\frac{1}{2}$	$\frac{7}{8}$ and $1\frac{1}{2}$
$\frac{1}{2}$ and $\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$\frac{1}{2}$ and $\frac{9}{16}$	1 and $1\frac{1}{2}$
$\frac{9}{16}$ and $\frac{9}{16}$	$1\frac{1}{2}$ and $1\frac{1}{4}$
$1\frac{1}{2}$ and $1\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$\frac{5}{8}$ and $\frac{3}{4}$	

Provided, however, A producer may make this type in the following additional size combinations for such producer's own inventory:

1 $\frac{1}{2}$ and $1\frac{1}{2}$
$1\frac{1}{2}$ and $1\frac{1}{2}$
$1\frac{1}{2}$ and 1 $\frac{1}{2}$

(c) *Type: Engineers', single-head, 15° angle, normal duty.* (1) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size specified by such ultimate consumer.

(2) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes (stated in wrench openings in inches):

$\frac{5}{8}$	$\frac{3}{4}$
$\frac{3}{16}$	$1\frac{1}{2}$
$\frac{1}{2}$	$1\frac{1}{2}$
$\frac{9}{16}$	1
$1\frac{1}{2}$	$1\frac{1}{2}$
$\frac{5}{8}$	$1\frac{1}{2}$
$1\frac{1}{2}$	$1\frac{1}{2}$
$\frac{3}{4}$	$1\frac{1}{2}$
$2\frac{1}{2}$	$1\frac{1}{2}$
$1\frac{1}{2}$	$1\frac{1}{2}$

Provided, however, A producer may make this type in the following additional sizes for such producer's own inventory:

$1\frac{1}{2}$	$1\frac{1}{2}$
$1\frac{1}{2}$	$2\frac{1}{4}$
$1\frac{1}{2}$	

(d) *Type: Engineers', single-head, 15° angle, heavy duty.* (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory except in the following sizes (stated in wrench openings in inches):

$1\frac{1}{2}$	$2\frac{1}{4}$
$1\frac{1}{2}$	$2\frac{3}{4}$
2	

(4) No distributor shall acquire this type for his inventory or shelf stock.

(e) *Type: Check nut, or thin-head, double-head 15° angle.* (1) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size specified by such ultimate consumer.

(2) No producer shall make this type wrench for his own inventory except in the following size combinations (stated in wrench openings in inches):

$\frac{3}{8}$ and $\frac{3}{16}$	$\frac{7}{8}$ and $1\frac{1}{2}$
$\frac{1}{2}$ and $\frac{3}{16}$	$\frac{7}{8}$ and 1
$\frac{1}{2}$ and $1\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$\frac{9}{16}$ and $\frac{5}{8}$	1 and $1\frac{1}{2}$
$1\frac{1}{2}$ and $1\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{1}{4}$
$\frac{5}{8}$ and $\frac{3}{4}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$1\frac{1}{2}$ and $2\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$\frac{3}{4}$ and $1\frac{1}{2}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$\frac{3}{4}$ and $\frac{7}{8}$	$1\frac{1}{2}$ and $1\frac{1}{2}$
$1\frac{1}{2}$ and $\frac{7}{8}$	$1\frac{1}{2}$ and $1\frac{1}{2}$

(3) No distributor shall acquire this type for his inventory or shelf stock.

(f) *Type: Tappet, double-head, 15° angle.* (1) [Revoked Mar. 23, 1944]

(2) No producer shall make this type wrench except in the following size combinations (stated in wrench openings in inches):

$\frac{3}{16}$ and $\frac{1}{2}$	$\frac{5}{8}$ and $1\frac{1}{2}$
$\frac{1}{2}$ and $1\frac{1}{2}$	$\frac{3}{4}$ and $\frac{7}{8}$
$\frac{1}{2}$ and $\frac{9}{16}$	

(3) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(g) *Type: Set screw, double-head, 22 $\frac{1}{2}$ ° angle.* (1) No producer shall make this type wrench except in the following size combinations (stated in wrench openings in inches):

$\frac{1}{4}$ and $\frac{3}{16}$	$\frac{9}{16}$ and $\frac{5}{8}$
$\frac{3}{16}$ and $\frac{3}{8}$	$\frac{3}{4}$ and $\frac{7}{8}$
$\frac{3}{16}$ and $\frac{1}{2}$	1 and $1\frac{1}{8}$

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(h) *Type: Tool post, double-end.* (1) No producer shall make this type wrench except in the following size combinations (stated in wrench openings in inches):

Closed end inches	Open end inches
$\frac{3}{16}$	and $\frac{3}{16}$
$\frac{1}{2}$	and $\frac{1}{2}$
$\frac{1}{2}$	and $\frac{9}{16}$
$\frac{9}{16}$	and $\frac{9}{16}$
$\frac{5}{8}$	and $\frac{5}{8}$
$\frac{5}{8}$	and $1\frac{1}{2}$
$1\frac{1}{2}$	and $1\frac{1}{2}$
$\frac{3}{4}$	and $\frac{3}{4}$

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(i) *Type: Ignition (or electrical), double-head.* (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any combination of sizes or head angles, and in any head pattern specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock in more than eight size combinations. Sizes of openings and angles of heads are optional, provided that such wrenches may be made only in the size range of $1\frac{3}{4}$ " to $1\frac{1}{2}$ ", inclusive.

(j) *Type: Structural, offset tapered handle.*

(1) No producer shall make this type wrench except in the following sizes (stated in wrench openings in inches):

$\frac{3}{16}$	1
$\frac{9}{16}$	$1\frac{1}{8}$
$1\frac{1}{8}$	$1\frac{3}{8}$
$\frac{5}{8}$	$1\frac{1}{2}$
$\frac{3}{4}$	$1\frac{11}{16}$
$2\frac{3}{8}$	$1\frac{3}{4}$
$1\frac{3}{4}$	2
$\frac{7}{8}$	

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(3) No producer shall make any size wrench of this type in more than one length of tang.

(k) *Type: Construction, 15° angle.* (1) No producer shall make this type wrench except in the following sizes (stated in wrench openings in inches):

$\frac{3}{16}$	$1\frac{1}{16}$
$\frac{1}{2}$	$1\frac{1}{8}$
$\frac{9}{16}$	$1\frac{1}{4}$
$1\frac{1}{8}$	$1\frac{3}{8}$
$\frac{5}{8}$	$1\frac{1}{2}$
$1\frac{1}{4}$	$1\frac{3}{4}$
$\frac{3}{4}$	$1\frac{11}{16}$
$2\frac{3}{8}$	$1\frac{3}{4}$
$1\frac{3}{4}$	$1\frac{7}{8}$
$\frac{7}{8}$	2
$2\frac{1}{2}$	
1	

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(3) No producer shall make any size wrench of this type in more than one length of tang.

(l) *Type: Car, double end.* A producer may make this type only in the following size combinations and lengths (stated in wrench openings in inches and nominal length in inches) to fill a specific order placed directly or indirectly by an ultimate consumer:

$\frac{5}{8}$ and $1\frac{3}{16}$	12
$2\frac{3}{8}$ and $2\frac{3}{8}$	12
$1\frac{3}{8}$ and 1	19
$1\frac{3}{8}$ and $1\frac{1}{8}$	19
$1\frac{3}{8}$ and $1\frac{1}{2}$	19
1 and $1\frac{1}{8}$	19
$1\frac{1}{8}$ and $1\frac{1}{2}$	20
$1\frac{1}{8}$ and $1\frac{1}{4}$	21
$1\frac{1}{8}$ and $1\frac{1}{2}$	21
$1\frac{1}{8}$ and $1\frac{11}{16}$	22
$1\frac{1}{2}$ and $1\frac{11}{16}$	22
$1\frac{1}{2}$ and $1\frac{3}{4}$	23
$1\frac{11}{16}$ and 1	23
$1\frac{11}{16}$ and $2\frac{1}{16}$	24
$1\frac{1}{8}$ and $2\frac{1}{16}$	24
$1\frac{1}{8}$ and $2\frac{1}{4}$	24
$1\frac{1}{8}$ and $2\frac{1}{2}$	24
$1\frac{1}{8}$ and $2\frac{3}{4}$	24
$2\frac{1}{16}$ and $2\frac{1}{2}$	24

(m) *Prohibited types.* No producer shall make the following types of open-end, non-adjustable wrenches:

Offset wrenches and wrenches having an angle other than 15° or 22½°

Check-nut, single-head wrenches (except to fill specific orders placed directly or indirectly by an ultimate consumer)

"S" wrenches, except car wrenches

Alligator wrenches

Machine wrenches (heavy wrenches for planers, milling machines, lathes, drill presses, etc., having cross sections thicker than the producer's standard for other types)

II. WRENCHES, ADJUSTABLE, BOLT AND NUT, AND PIPE

(a) *Type: 22½° angle single end.* (1) A producer may make this type of both carbon and alloy steel.

(2) No producer shall make this type wrench except in the following sizes (stated in nominal over-all length in inches):

4	12
6	15 or 16
8	18
10	24

(3) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(b) *Type: Adjustable "S", malleable iron handle.* (1) No producer shall make this type wrench except in the following sizes (stated in nominal over-all length in inches):

6	12
8	14
10	

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(c) *Type: Auto, normal duty and heavy duty.* (1) No producer shall make this type wrench except in the following sizes (stated in nominal over-all length in inches):

5	15
9	18
11	

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(d) *Type: Monkey, with metal grip.* (1) No producer shall make this type wrench except in the following sizes (stated in nominal over-all length in inches):

10	18
12	21
15	

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(e) *Type: Screw, key model.* A producer may make this type only in the following sizes (stated in nominal over-all length in inches and jaw openings in inches) to fill a specific order placed directly or indirectly by an ultimate consumer:

28	$5\frac{1}{8}$
36	$6\frac{1}{4}$
48	$9\frac{1}{2}$

(f) *Type: Pipe (Stillson, Trimo, Rigid, etc.), steel handle, normal duty and heavy duty.* (1) No producer shall make this type wrench except in the following sizes (stated in nominal over-all length in inches):

6	18
8	24
10	36
14	48

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(g) *Type: Pipe, chain (or tongs).* (1) No producer shall make this type wrench except in the following sizes:

Nominal over-all length (inches)	
$13\frac{3}{4}$	42
20	50
27	64
35	85

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(h) *Type: Pipe and fittings, chain (or tongs).* (1) No producer shall make this type wrench except in the following sizes:

Nominal over-all length (inches)	
$13\frac{3}{4}$	42
20	50
27	64
35	

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(i) *Prohibited types:* No producer shall make the following types of adjustable, bolt and nut, or pipe wrenches:

Pocket wrenches.

Combination pipe and monkey wrenches.

Adjustable 22½° double end wrenches.

III. BOX WRENCHES

(a) *Type: Double-head, 12 point, alloy steel, 15° or 45° offset (short length).* (1) This type shall be made of alloy steel only.

(2) No producer shall make this type wrench except in the following size combinations (stated in wrench openings in inches):

$\frac{5}{16}$ and $\frac{3}{8}$	$\frac{9}{16}$ and $\frac{5}{8}$
$\frac{3}{8}$ and $\frac{1}{2}$	$\frac{5}{8}$ and $1\frac{1}{16}$
$\frac{1}{2}$ and $\frac{3}{4}$	$\frac{3}{4}$ and $1\frac{1}{8}$
$\frac{3}{4}$ and $1\frac{1}{8}$	$1\frac{1}{8}$ and $1\frac{1}{4}$

(3) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(4) No producer shall make any size wrench of this type in both the 15° and 45° pattern.

(b) *Type: Double-head, 12 point, 15° offset (short length).* (1) [Revoked Mar. 23, 1944]

(2) No producer shall make this type wrench except in the following size combinations (stated in wrench openings in inches):

$\frac{1}{4}$ and $\frac{5}{16}$	$\frac{5}{8}$ and $1\frac{1}{16}$
$\frac{3}{8}$ and $\frac{1}{2}$	$\frac{3}{4}$ and $2\frac{3}{8}$
$\frac{1}{2}$ and $\frac{3}{4}$	$1\frac{1}{2}$ and $\frac{7}{8}$

(3) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(c) *Type: Double-head, 12 point, alloy steel, 15° and 45° offset (regular length).* (1) This type shall be made of alloy steel only.

(2) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size combination specified by such ultimate consumer except that no wrench of this type shall be made with a wrench opening larger than $1\frac{1}{2}$ "

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following size combinations (stated in wrench openings in inches):

$\frac{3}{8}$ and $\frac{1}{2}$	$\frac{3}{4}$ and $\frac{7}{8}$
$\frac{1}{2}$ and $\frac{3}{4}$	$1\frac{1}{8}$ and $\frac{3}{4}$
$\frac{3}{4}$ and $1\frac{1}{8}$	$1\frac{1}{4}$ and 1
$1\frac{1}{8}$ and $1\frac{1}{2}$	$1\frac{1}{2}$ and 1
$1\frac{1}{2}$ and $1\frac{3}{4}$	$1\frac{3}{4}$ and $1\frac{1}{2}$
$1\frac{3}{4}$ and $2\frac{1}{4}$	$1\frac{3}{4}$ and $1\frac{1}{2}$
$2\frac{1}{4}$ and $2\frac{3}{4}$	$2\frac{3}{4}$ and $1\frac{1}{2}$

Provided, however, A producer may make this type in the following additional size combination for such producer's own inventory:

$1\frac{1}{8}$ and $1\frac{1}{2}$

(d) *Type: Double-head, 12 point carbon steel, 45° offset (regular length).* (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size combination specified by such ultimate consumer except that no wrench of this type shall be made with a wrench opening larger than $1\frac{1}{2}$ ".

(3) No producer shall make this type for his own inventory and no distributor shall acquire this type for his inventory or shelf stock except in the following size combinations (stated in wrench openings in inches):

$\frac{3}{8}$ and $\frac{1}{2}$	$1\frac{1}{8}$ and $\frac{3}{4}$
$\frac{1}{2}$ and $\frac{5}{8}$	$1\frac{1}{4}$ and 1
$\frac{5}{8}$ and $1\frac{1}{8}$	$1\frac{1}{2}$ and $1\frac{3}{4}$
$\frac{3}{4}$ and $1\frac{1}{4}$	

(e) Type: Stub, 12 point (heavy duty).

(1) This type shall be made of alloy steel only.

(2) No producer shall make this type wrench whether for an ultimate consumer or for such producer's own inventory except in sizes from $1\frac{1}{8}$ " to $3\frac{1}{4}$ ", inclusive.

(3) No distributor shall acquire this type for his inventory or shelf stock.

(f) Type: Slugging or striking face 6 or 12 point (heavy duty). (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory and no distributor shall acquire this type for his inventory or shelf stock.

(g) Type: Combination box and open-end. (1) [Revoked Mar. 23, 1944]

(2) No producer shall make this type wrench for his own inventory and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes (stated in wrench openings in inches):

$\frac{5}{16}$	$1\frac{1}{8}$
$\frac{3}{8}$	$\frac{3}{4}$
$\frac{1}{2}$	$1\frac{1}{4}$
$\frac{5}{8}$	1
$1\frac{1}{8}$	$1\frac{1}{2}$
$\frac{3}{4}$	$1\frac{3}{4}$

Provided, however, A producer may make this type in the following additional sizes for such producer's own inventory:

$1\frac{1}{8}$	$1\frac{3}{4}$
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(h) Type: Single-end, flare nut, 12 point.

(1) This type shall be made of alloy steel only.

(2) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size specified by such ultimate consumer, except that no wrench of this type shall be made with a wrench opening larger than 2".

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes (stated in wrench opening larger than 2").

$\frac{3}{8}$	$1\frac{1}{8}$
$\frac{1}{2}$	$1\frac{1}{4}$
$\frac{5}{8}$	$\frac{3}{4}$
$1\frac{1}{8}$	1
$\frac{3}{4}$	$1\frac{1}{2}$

IV. SOCKET WRENCHES

(a) Type: $\frac{1}{4}$ " square drive. (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type together with any drive tools therefor to fill a specific order placed directly or indirectly by an ultimate consumer in any size, style, or pattern specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes:

Hexagon socket opening (distance across flats)	Square socket opening (distance across flats)
Inch	Inch
$\frac{3}{16}$	$\frac{3}{16}$
$\frac{7}{32}$	$\frac{3}{32}$
$\frac{1}{4}$	$\frac{1}{4}$
$\frac{5}{16}$	$\frac{5}{16}$
$\frac{11}{32}$	$\frac{3}{8}$
$\frac{3}{8}$	
$\frac{7}{16}$	

(4) No producer shall make any size wrench of this type with hexagon socket in both 6 and 12 point or with square socket in both 4 and 8 point.

(5) No producer may make drive tools except as follows:

Sliding T-handle
Spin type speeder
Ratchets (types not limited)
2" (nominal) extension
6" (nominal) extension
6" (nominal) hinged handle
Cross bar

(6) There are no restrictions on carrying the permitted drive tools in inventory.

(b) Type: $\frac{3}{8}$ " square drive. (1) [Revoked Mar. 23, 1944]

(2) No producer shall make this type wrench except in those quantities required to service necessary replacements of existing wrenches of this type required by customers who have been previously sold by such producer.

(3) No distributor shall acquire this type for his inventory or shelf stock.

(c) Type: $\frac{3}{8}$ " square drive. (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type together with any drive tools therefor to fill a specific order placed directly or indirectly by an ultimate consumer in any size, style, or pattern specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes:

OPENINGS IN INCHES (DISTANCE ACROSS FLATS)

Regular 12 Point Pattern	Flex 12 Point Pattern
$\frac{3}{8}$	$\frac{3}{8}$
$\frac{1}{2}$	$\frac{1}{2}$
$\frac{5}{8}$	$\frac{5}{8}$
$1\frac{1}{8}$	$1\frac{1}{8}$
$\frac{3}{4}$	$\frac{3}{4}$
Detachable Crowfoot	Deep Pattern
$\frac{1}{2}$	$\frac{3}{8}$
$\frac{5}{8}$	$\frac{1}{2}$
$1\frac{1}{8}$	$\frac{5}{8}$
$\frac{3}{4}$	$1\frac{1}{8}$
1	$\frac{3}{4}$
$1\frac{1}{4}$	$1\frac{3}{8}$
$1\frac{3}{4}$	

(4) No producer may make drive tools except as follows:

Speeder, crank type.
Sliding T-handle.
Ratchets (types not limited).
3" (nominal) extension.
6" (nominal) extension.
9" (nominal) extension.

12" (nominal) extension.
Universal joint
Hinged handle.
Cross bar.

(5) There are no restrictions on carrying the permitted drive tools in inventory.

(d) Type: $\frac{1}{2}$ " square drive. (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type together with any drive tools therefor to fill a specific order placed directly or indirectly by an ultimate consumer in any size, style, or pattern specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes:

OPENINGS IN INCHES (DISTANCE ACROSS FLATS)

Regular Pattern 12 Point	Deep Pattern 12 Point	Square Pattern 8 Point
$\frac{3}{16}$	$\frac{3}{16}$	$\frac{3}{16}$
$\frac{1}{8}$	$\frac{1}{8}$	$\frac{1}{8}$
$\frac{5}{16}$	$\frac{5}{16}$	$\frac{5}{16}$
$1\frac{1}{8}$	$\frac{5}{8}$	$\frac{5}{8}$
$\frac{3}{8}$	$1\frac{1}{8}$	$1\frac{1}{8}$
$1\frac{1}{4}$	$\frac{3}{4}$	$\frac{3}{4}$
$1\frac{3}{4}$	$1\frac{1}{4}$	$1\frac{3}{4}$
$2\frac{1}{8}$	$\frac{7}{8}$	$\frac{7}{8}$
$1\frac{1}{2}$	$1\frac{1}{2}$	1
$\frac{3}{4}$	1	
$1\frac{1}{8}$	$1\frac{1}{8}$	
$1\frac{3}{8}$	$1\frac{3}{8}$	
$1\frac{1}{2}$	$1\frac{1}{2}$	

(4) No producer may make drive tools except as follows:

$\frac{1}{4}$ " screw driver bit, drag link pattern
 $1\frac{1}{8}$ " screw driver bit, drag link pattern
 $1\frac{3}{8}$ " screw driver bit, drag link pattern
Speeder, crank type
Sliding T-handle
Ratchets (types not limited)
5" (nominal) extension
10" (nominal) extension
20" (nominal) extension
Universal joint
Stud removers

Choice of 15" or 18" (nominal) hinged handle
Cross bar

(5) There are no restrictions on carrying the permitted drive tools in inventory.

(e) Type: $\frac{3}{4}$ " square drive, hexagon. (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type together with any drive tools therefor to fill a specific order placed directly or indirectly by an ultimate consumer in any size, style, or pattern specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes:

REGULAR PATTERN—12 POINT SOCKET OPENINGS (DISTANCE ACROSS FLATS) INCHES		
$1\frac{1}{8}$	$1\frac{3}{8}$	$1\frac{1}{2}$
$1\frac{1}{4}$	$1\frac{1}{4}$	$1\frac{3}{4}$
$1\frac{3}{8}$	$1\frac{1}{2}$	$1\frac{3}{8}$
$1\frac{1}{2}$	$1\frac{3}{4}$	$1\frac{1}{2}$
$1\frac{3}{4}$	$1\frac{3}{4}$	2

(4) No producer may make drive tools except as follows:

Sliding T-handle
Ratchet
8" (nominal) extension
16" (nominal) extension
Universal joint
Hinged handle
Cross bar

(5) There are no restrictions on carrying the permitted drive tools in inventory.

(f) *Type: 1" square drive.* (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type together with any drive tools therefor to fill a specific order placed directly or indirectly by an ultimate consumer in any size, style, or pattern specified by such ultimate consumer.

(3) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in the following sizes:

SOCKET OPENINGS (DISTANCE ACROSS FLATS) INCHES		
1 $\frac{1}{8}$	2 $\frac{1}{4}$	2 $\frac{3}{4}$
2	2 $\frac{3}{8}$	2 $\frac{1}{2}$
2 $\frac{1}{8}$	2 $\frac{1}{2}$	3 $\frac{1}{8}$
2 $\frac{3}{16}$	2 $\frac{5}{8}$	

(4) No producer shall make any size wrench of this type in both 6 and 12 point.

(5) No producer may make drive tools except as follows:

Sliding T-handle
Ratchet
8" (nominal) extension
17" (nominal) extension
Cross bar

(6) No distributor shall acquire this type wrench or drive tools therefor for his inventory or shelf stock.

(g) *Type: Drawn steel sockets.* (1) A producer may make this type and any drive tools therefor to fill a specific order placed directly or indirectly by an ultimate consumer in any size specified by such ultimate consumer.

(2) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory, or shelf stock.

(h) *Type: Socket wrench drive adaptors.* (1) [Revoked Mar. 23, 1944]

(2) A producer may make this type in any size.

(3) There are no restrictions on carrying this type in inventory.

(i) *Type: Integral, T-handle and offset, square and hexagon opening.* (1) A producer may make this type together with any drive tools therefor to fill a specific order placed directly or indirectly by an ultimate consumer in any size, style, or pattern specified by such ultimate consumer.

(2) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock except in those sizes cataloged by such producer on March 25, 1943.

(j) *Type: Spinner, hexagon, straight.* (1) No producer shall make this type wrench except in the following sizes:

SOCKET OPENINGS (DISTANCE ACROSS FLATS) INCHES		
$\frac{3}{16}$	$\frac{9}{32}$	$\frac{3}{8}$
$\frac{1}{4}$	$\frac{5}{16}$	$\frac{7}{16}$
$\frac{1}{2}$	$1\frac{1}{32}$	$\frac{1}{2}$

(2) There are no restrictions on carrying this type wrench in inventory in the permitted sizes.

(k) *Type: Spinner, special wrenches for industrial applications.* (1) A producer may make this type to fill a specific order placed directly or indirectly by an ultimate consumer in any size specified by such ultimate consumer.

(2) No producer shall make this type for his own inventory, and no distributor shall acquire this type for his inventory or shelf stock.

(l) *Type: Special socket wrenches and drive tools for refrigeration and carburetor applications.* (1) A producer may make this type together with any drive tools therefor to fill a specific order placed directly or in-

directly by an ultimate consumer in any size, style, or pattern specified by such ultimate consumer.

(2) A producer may make this type for his own inventory and a distributor may acquire this type for his inventory or shelf stock only in $\frac{1}{4}$ " and $\frac{3}{8}$ " drives.

[F. R. Doc. 44-4123; Filed, March 23, 1944; 11:22 a. m.]

PART 3114—SIMPLIFICATION AND STANDARDIZATION OF PORTABLE TOOLS, CHUCKING EQUIPMENT, MECHANICS' HAND SERVICE TOOLS, FILES, HACK AND BAND SAWS, VISES, MACHINE TOOL ACCESSORIES

[Limitation Order L-216 Schedule III, as Amended Mar. 23, 1944]

PLIERS AND NIPPERS

§ 3114.4 *Schedule III to Limitation Order L-216—(a) Definitions.* For the purpose of this schedule:

(1) "Pliers" means any pliers of any type specifically mentioned in Appendix A of this schedule. Pliers of a type not specified in Appendix A of this schedule are not subject to its provisions.

(2) "Nippers" means any nippers or pincers of any type specifically mentioned in Appendix A of this schedule. Nippers of a type not specified in Appendix A of this schedule are not subject to its provisions.

(3) "Producer" means any person engaged in the production of pliers or nippers.

(4) "Distributor" means any person who purchases pliers or nippers for purposes of resale, excluding persons who purchase pliers or nippers for resale to their own employees and persons who purchase pliers or nippers for resale as accessories for delivery with or use with items of their own manufacture.

(5) "Ultimate consumer" means any person who purchases pliers or nippers other than a distributor.

(6) "Alloy steel" means only those alloy steels which are in the series listed in Exhibit B to General Preference Order E-6.

(7) "Nominal", when applied to any over-all length specification contained in this schedule, means that such over-all length specification is subject to a production tolerance or allowance of one-half inch over or one-half inch under the given specification: *Provided*, That a "nominal" specification does not permit the production of two different size pliers or nippers under the one specification.

(b) *Restrictions on production.* (1) No producer shall commence processing any carbon or alloy steel for the production of any pliers or nippers unless such pliers or nippers when completed shall conform to all provisions of this schedule which are applicable thereto.

(2) Where any provision of this schedule prohibits the production of any pliers or nippers heretofore produced by a producer and such producer believes this imposes unreasonable hardship upon him, application for specific permission to continue the production of such pliers or nippers for the life of usable dies acquired by the producer prior to March 25, 1943, may be made to the War Pro-

duction Board. Application for such permission may be made by filing a letter, in triplicate, setting forth a detailed description of the pliers or nippers for which permission to continue production is sought, the number of usable dies for such pliers or nippers on hand, the date of their acquisition, and the approximate number of pliers or nippers, or parts thereof, which such dies are capable of producing.

(c) *Limitation on the use of steel.* Producers may make any of the permitted types of pliers and nippers out of carbon or alloy steel but must not make the same type in both carbon and alloy steel unless specifically permitted to do so by Appendix A of this schedule.

(d) *Limitation on styles, grades and dimensions.* Except where specifically permitted by Appendix A of this schedule, no producer shall:

(1) Make more than one style or pattern of any type of pliers or nippers.

(2) Make more than one grade of any type of pliers or nippers.

(3) Make any size pliers or nippers permitted by Appendix A of this schedule to more than one set of dimensions.

(e) *Limitation on finishes.* (1) Pliers and nippers may have finishes applied to them only to the following extent: They may be coated with oil or grease compound or chemical black, or lacquered, parkerized, or lead or zinc coated.

(2) Polishing is prohibited except to the extent necessary to make the pliers or nippers usable for the purposes intended; in no event shall any pliers or nippers be polished on more than one wheel, or one belt, or one similar polishing device.

(3) Except where specifically permitted by Appendix A of this schedule, no producer shall knurl or impress the handles of any pliers or nippers.

(f) *Limitations on sizes and inventories.* No producer shall make any pliers or nippers of any type specified in Appendix A of this schedule except in the sizes therein authorized and for the purposes therein set forth.

(g) *Selection of sizes for production.* If, with respect to any pliers or nippers, it is indicated that one or more sizes on Appendix A shall be selected, each producer shall select such sizes as he may desire to manufacture within the limitations prescribed, not to exceed the number so indicated and shall forthwith give notification of his selection in writing to the War Production Board, Tools Division, Reference: L-216 Schedule III. The producer may thereafter apply to the War Production Board for leave to amend such selection but unless and until such leave is granted by the War Production Board in writing, the original selection shall remain binding upon such producer.

(h) *Limitation on segregation by brand or trade name.* Notwithstanding the provisions of any contract or purchase order, no producer shall hold or reserve pliers or nippers for a particular customer if deliveries under orders from other customers entitled to preference will be delayed thereby, whether or not such pliers or nippers are stamped or

marked with a special brand or trade name.

(i) *Exemptions.* Notwithstanding any other provisions of this schedule, pliers or nippers the production of which has been commenced prior to May 31, 1943 are exempt from the provisions of this schedule, provided such pliers or nippers will be completed within ninety days after May 31, 1943.

(j) *Applicability of other orders.* All the provisions of General Preference Order E-6 which are not inconsistent with the provisions of this schedule shall apply to the production and delivery of pliers and nippers.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX A

I. PLIERS

(a) (1) A producer may make the following types of combination slip joint pliers only in the sizes specified (stated in nominal over-all length in inches):

Wire cutting, regular pattern, 6", 8", 10".
Wire cutting, light duty, 6".
Thin nose, regular pattern, 5", 6", 8", 10".
Thin nose, bent, 6".
Mechanics', side cutting—one size only to be selected by each producer.
Multiple position, angle nose (water pump), 10", normal duty and heavy duty.
Ignition, regular pattern, 5".

(2) A producer may knurl or impress handles on combination slip joint pliers only where such knurling or impressing is performed as a part of another manufacturing operation and does not require a separate additional operation.

(3) [Revoked Mar. 23, 1944]

(b) A producer may make offset battery, angle nose type pliers in one size only which may be selected by each producer.

(c) (1) A producer may make the following types of fixed joint pliers only in the sizes specified (stated in nominal over-all length in inches):

Lineman's, side cutting, both with and without stripping notch, heavy duty, 6", 7", 8".

Lineman's, side cutting, both with and without stripping notch, light duty, 5", 6", 7", 8".

Diagonal cutting, both with and without stripping notch, 4", 5", 6", 7".

Diagonal cutting, short nose, 6".

Needle nose, both with and without cutter, 6".

Needle nose, curved, 6".

Long nose, chain, both with and without cutter, 6".

Short nose, chain, both with and without cutter, 5".

Long nose, flat, both with and without cutter, 6½".

Short nose, flat, without cutter, 5".

Duck bill, without cutter, 6½".

Round nose, 4", 6".

Buttons pattern, 8", 10".

(2) [Revoked Mar. 23, 1944]

II. NIPPERS

(a) (1) A producer may make the following types of nippers only in the sizes specified (stated in nominal over-all length in inches), provided that both normal duty and heavy duty are permitted:

End nippers, 5", 6", 7", 8", 10", 12", 14".

(2) [Revoked Mar. 23, 1944]

(3) [Revoked Mar. 23, 1944]

[F. R. Doc. 44-4122; Filed, March 23, 1944;
11:22 a. m.]

PART 3270—CONTAINERS

[Supplementary Order L-103-b as Amended
Mar. 23, 1944]

GLASS CONTAINER AND CLOSURE QUOTAS

§ 3270.36 *Supplementary Order L-103-b.* This order lists the only products which may be commercially packed in new machine-made, glass containers or with new metal closures. It specifies closure materials and sets forth the number of glass packages and metal closures which may be used for each listed product. In addition, some restrictions are placed upon the manufacture of closures.

The order limits "commercial packs" only. Although there are certain manufacturing restrictions, the use of glass containers or metal closures for home canning purposes is not affected.

Likewise, the provisions of this order cover only new glass containers and closures. Used containers or closures are not limited. However, closures which are fabricated from used closures—that is, where the used closures are a production material—are regarded as new closures made of "waste" and are governed by the pertinent provisions of this order.

Definitions of the various terms used in this order appear in paragraph (x) hereof.

Restrictions on Use of Glass Containers and Closures

(Note exceptions from these restrictions in paragraphs (p) through (v)).

(a) *Prohibited acceptances and uses of glass containers and closures.* No packer shall accept delivery of or use any new glass container, or any new metal closure for packing any product not listed in a schedule of this order.

(b) *Limitations on acceptance and use of glass containers and closures.* Likewise, during any calendar year beginning with 1944, no packer shall accept delivery of or use, for packing any product which is listed in a schedule of this order, more new glass containers or more new metal closures (other than closures made from waste) than his quota for that product. However, jobbers or retailers may obtain closures and glass containers and resell them in conformity with the provisions of this order.

(c) *Closure materials.* No packer shall accept delivery of or use, for packing any product, new metal closures made of any material except those permitted for that product in the schedules of this order. However, blackplate (including rejects) may be used wherever tinplate or terneplate is specified, and frozen plate may be used wherever tinplate, terneplate or blackplate is specified. Likewise, closures made of waste may be used in accordance with the following paragraph:

(d) *Closures made of waste.* Closures made of waste shall not be used for packing any product not listed in the schedules attached to this order. Closures made of waste may be used in addition to specified quotas for listed products.

(e) *Home canning jars.* No packer shall pack any commodity in a home canning jar. (Note that the use of these jars for home canning is not restricted).

Quotas

(f) *General.* Closure and glass quotas are stated separately in the attached schedules, and are not necessarily the same for any given product.

Quotas are not interchangeable as between listed products. That is, a packer who packs two products, product A and product B, must compute his quota (in the manner described in the following paragraph (g)) for each product separately. He cannot allot any portion of his quota for product A to product B, even if he does not pack his full quota of product A.

Furthermore, quotas may not be transferred from one packer to another except as provided in Priorities Regulation 7A.

(g) *Computation of quotas.* In most cases where this order provides a quota for the packing of any product, it does so, in the attached schedules, by stating a percentage figure followed by a calendar year—for instance, 100% 1943. Where this appears in the "glass quota" column opposite a product, it means, unless otherwise specified, that a packer's glass container quota for that product during 1944 and subsequent calendar years is computed as follows:

(1) He takes the number of new glass containers which he used for packing that product during the named base year.

(2) He subtracts the number of new glass containers which he used for packing that product during the named base year and which were quota exempt under the provisions of any prior order of the War Production Board or under any previous amendment of this order.

(3) He multiplies the resulting figure by the applicable percentage.

Identical rules apply to the computation of closure quotas, except that unless otherwise specified they are based on the number of new metal closures used during the specified base period.

The schedules of this order provide that the quotas for some products are based on the number of new metal closures or new glass containers accepted rather than those used during the specified base period. Here again, the method of computation, described in this paragraph, applies, except that the word "accepted" should be substituted for the word "used" in steps 1 and 2 above. Only the new metal closures or the new glass containers which a packer actually accepted delivery of and those which were invoiced to him during the applicable base period may be included in his quota base in such cases. But, for the purpose of making charges against quota, a packer must include the new metal closures and the new glass containers which he actually accepts delivery of, and those which are set aside for him or held by another party for his account—whether or not they are actually invoiced to him.

In a few cases, the schedules of this order set forth special rules, not covered by the above, for the computation of quotas for particular products. Such

rules must be followed, and supersede the general statements contained in this paragraph (g) to the extent that they conflict with them.

(h) *Use of quotas.* As indicated above, most quotas are based on past use. The word "use" refers only to the actual filling operation in the case of glass and the actual capping operation in the case of closures. Therefore, to the extent that a person did not do this directly during the base period, he has no quota, despite the fact that he may have supplied the actual packer with the product, closures, containers, etc. After December 31, 1943, any packing done for him must be within the quota of the person performing the actual filling and capping operation.

In the case of products whose quotas are based upon acceptances, a person is deemed to have "accepted" glass containers or closures (for the purpose of computing quotas) only to the extent that he himself actually took possession of them or had them invoiced to him. If he did not do this during the base period, he has no quota, and the rules stated in the preceding paragraph of this paragraph (h) apply.

Packers who use or accept new glass containers or metal closures for packing products for the account of others, as well as for their own account, must conduct both operations within their own quotas. Without a special appeals grant under this order, they cannot regard their use or acceptances of glass containers and metal closures for the account of others as an addition to their quotas. This is true even where the other person may represent to the packer that he has a quota which he is not using himself.

On the other hand, packers are entitled to include, in their own quota bases, their use or acceptances of new glass containers or new metal closures, for the account of others during the specified base periods.

Restrictions on Sale and Delivery of Glass Containers and Closures

(i) *General restrictions.* No person shall sell or deliver any glass containers or closures which he knows, or has reason to believe, will be accepted or used in violation of any provision of this order.

(j) *Export deliveries.* During any calendar year, no person shall deliver more empty new glass containers or more new metal closures to any person outside of the 48 States of the United States and the District of Columbia than he delivered to that person during 1943.

(k) *Certificates.* No person shall sell or deliver any new glass containers or new metal closures except under a purchase order or contract validated by the delivery to such person of a purchaser's certificate, signed manually, or as provided in Priorities Regulation 7.

This certificate shall be in substantially the form attached hereto as Exhibit A in the case of sales or deliveries of all glass containers, and of all metal closures except malt and non-alcoholic beverage closures. Attention is called

to the fact that this certificate, once filed by a purchaser with a supplier, covers all future deliveries from that supplier to that purchaser.

The certificate should be in substantially the form attached hereto as Exhibit B, where sales or deliveries of malt or non-alcoholic beverage closures are concerned. This certificate differs from Exhibit A in that it must be filed with each purchase order for beverage closures in order to validate the order.

Jobbers as well as packers must file certificates in accordance with this paragraph (k). However, in Exhibit B, jobbers need only supply the information called for in sections (b) and (d) of that certificate.

(l) *Outstanding certificates.* Certificates previously filed with a supplier under any previous amendment of this order, shall remain valid insofar as sales or deliveries of glass containers are concerned. Exhibit A certificates previously filed under order M-104, shall remain valid insofar as closure (other than malt or non-alcoholic beverage), deliveries are concerned. In either of the above cases, no new certificate need be filed by any purchaser to validate his orders placed with the supplier to whom the previous certification was made.

(m) *Cases where certificates need not be filed.* No certificates shall be required for the sale or delivery of the following:

- (1) Home canning jars
- (2) Home canning closures
- (3) Returnable glass containers for packing products listed in item 66 of Schedule I
- (4) Prescription bottles and ointment jars for prescription use
- (5) Closures for prescription and ointment jars for prescription use
- (6) Glass containers or closures of any kind to retailers for resale empty or unused or to persons purchasing them from retailers.

(n) *Standard certifications.* The standard certification provided for in paragraph (d) of Priorities Regulation 7, cannot be used in place of the certifications provided by this order; nor may the certifications provided by this order be waived in accordance with paragraph (f) of Priorities Regulation 7.

Restrictions Relating Solely to Manufacture of Closures

(o) *Closure material.* (1) No person shall use any zinc, aluminum, tinplate,terneplate, blackplate, frozen plate, waste-waste or waste for the manufacture of the following types of closures:

- (i) Cover caps which serve as a protective or decorative closure in addition to any original sealing medium (other than paraffin) such as another closure.
- (ii) Double shell or semi-double shell caps.

(iii) Two-piece closures when both pieces are made of metal, except as permitted in paragraph (o) (2).

(2) No person shall use any zinc, aluminum, tinplate,terneplate, blackplate, or wire for the manufacture of any

closure of the home canning type, except as, and to the extent permitted in Schedule VII attached to this order. No closure manufactured pursuant to Schedule VII shall knowingly be sold to, or used by, any person for packing any product for sale.

(3) No person shall use any tinplate,terneplate or blackplate heavier than 90 pounds per base box for the manufacture of crown caps. This restriction does not apply to rejects, frozen plate waste-waste, or waste.

(4) No person shall use for the manufacture of closures, any tinplate with a tin coating in excess of 0.50 pound per base box except as follows: 1.50 tinplate may be used to make closures for packing items 1 to 46, inclusive, in Schedule I. However, even in the case of these items all persons are urged to use 0.50 tinplate whenever possible.

(5) No person shall use any wire for the manufacture of paperboard disc plug caps, having a diameter of two inches or less, for milk bottles.

Exceptions Pertaining to Both Glass Containers and Closures

(p) *Deliveries to certain agencies and persons.* Nothing in this order shall prohibit the purchase, acceptance of delivery, or use (such use to be in addition to any quota specified in the schedules attached to this order) of glass containers or closures by any of the following persons or by any person for packing any product to be delivered to or for the account of any of the following persons:

(1) Army, Navy, Marine Corps, Maritime Commission, or War Shipping Administration of the United States (including persons operating vessels for such Administration or Commission for use thereon).

(2) Any person for packing products for retail sale or distribution through post-exchanges, sales commissaries, officers' messes, servicemen's clubs, ship service stores, or outlets; provided same are located at Army or Navy Camps, are not operated for private profit and are established primarily for the use of Army or Navy personnel within Army or Navy establishments or on Army or Navy vessels.

(3) American Red Cross, United Service Organizations, or such other nonprofit Defense Recreation Committees, engaged in the operation of recreation centers in the 48 States of the United States or the District of Columbia solely for military personnel, as are certified to be within the exemption provided by this paragraph (p) (3) by the Office of Defense Health and Welfare Services, OEM.

(4) Any agency of the United States purchasing for a foreign country pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act).

(q) *Special provisions in schedules relative to exempt deliveries to certain agencies and persons.* The schedules

of this order contain certain limitations on the exception provided by the preceding paragraph (p) in the case of certain products—as, for instance, ice cream mix and malt and nonalcoholic beverages. In such cases, the provisions of the schedules are controlling and supersede paragraph (p) to the extent that they conflict therewith.

Exceptions Relative to Glass Containers Only

(r) *Small users.* The restrictions of this order which pertain to glass containers shall not apply to any person, who was a packer before January 1, 1944, during any calendar year in which he accepts no more than a total of five hundred (\$500.00) dollars worth (cost price to him) of empty new glass containers for all products.

(s) *Large size glass containers.* The restrictions of this order which pertain to glass containers shall not apply to any glass container with a capacity larger than 140 fluid ounces.

(t) *Glass containers of non-permitted sizes manufactured prior to January 4, 1944.* A packer may accept and use, for packing any product listed in the schedules of this order, any glass container which was manufactured before January 4, 1944, even though the container is of a size which is not permitted for that product by the schedules. Such acceptance and use must be in accordance with the quota provisions of this order and with the provisions of Order L-103.

(u) *Quota status of glass containers in inventory as of January 1, 1944.* Glass containers in the possession of a packer as of January 1, 1944, may be used by him for packing any listed product as follows:

(1) Quota free, if accepted for packing a product which had a limited quota in 1943, (unless "borrowed" as described in point 3 of this paragraph).

(2) Within quota, if accepted for packing a product which had an unlimited quota in 1943.

(3) Within quota, if borrowed against anticipated 1944 use as permitted in paragraph (e) of this order as amended November 1, 1943.

Exceptions Pertaining to Closures Only

(v) *Small users.* The restrictions of this order which pertain to closures shall not apply to any person during any calendar year in which he accepts no more than five thousand new metal closures for all products.

Prior Appeals

(w) *Appeals granted prior to December 31, 1943 under Order M-104 and Order L-103-b.* All appeals granted prior to December 31, 1943 under orders L-103-b and M-104 are cancelled and shall be ineffective on and after January 1, 1944. Therefore, after that date, no person shall accept delivery of or use or shall manufacture, sell or deliver any new glass container or any new metal closure except in accordance with the

provisions of this order—unless he receives a new grant on appeal after January 1, 1944.

Definitions

(x) *Definitions.* For the purposes of this order:

(1) "Glass container" means any empty new machine-made bottle, jar or tumbler, with a capacity of 140 fluid ounces or less, which is made of glass and which is suitable for packing any product.

(2) "Packer" means any person who uses glass containers or closures for commercially packing any product in the continental United States (the 48 States and the District of Columbia).

(3) "Home canning jar" means a glass container which is specifically made for use as a home canning jar (that is, for the purpose of packing or preserving food or food products in the home) and which carries some lettering or other marking identifying it as such.

(4) "Closure" means any new sealing or covering device affixed or to be affixed to a glass container for the purpose of retaining the contents within the container. The term shall not include bulbs or droppers for medicinal bottles.

(5) "Metal closure" means any closure which is made of zinc, aluminum, tinplate, terneplate, blackplate, frozen plate, waste-waste, or waste.

(6) "Tinplate" means sheet steel coated with tin, and includes "primes", "seconds", and all other forms of tinplate except waste and waste-waste.

(7) "Terneplate" means sheet steel coated with a lead-tin alloy, and includes "primes", "seconds", and all other forms of terneplate except waste and waste-waste.

(8) "Blackplate" means any sheet steel, other than tinplate or terneplate, and includes "rejects", and all other forms of blackplate except waste.

(9) "Frozen plate" means only tinplate, terneplate or blackplate which, since before August 9, 1943, has been held in the owner's inventory because, for any reason, it was not suitable for manufacture by the owner into articles permitted the use of steel under the provisions of War Production Board orders.

(10) "Waste-waste" means hot dipped or electrolytic tin coated steel sheets which have been rejected during processing by the producer because of imperfections which disqualify such sheets from sale as primes or seconds.

(11) Tinmill blackplate "rejects" means steel sheets rejected during processing by the producer because of imperfections which disqualify such sheets for sale as prime blackplate.

(12) "Waste", means:

(i) Used closures made of tinplate, terneplate or blackplate;

(ii) Used cans made of tinplate, terneplate or blackplate;

(iii) Tinplate, terneplate or blackplate discs produced in the ordinary course of manufacturing screw bands for home canning closures;

(iv) Slitter or shear trimmings, or lithographing lay sheets, produced in the ordinary course of manufacturing closures or cans.

(13) The term "0.50 tinplate" wherever used in this order, includes "menders"

arising in the production of such tinplate which have been hot dipped with a maximum tin coating of 1.25 pounds per base box.

Miscellaneous

(y) *Multiple unit users.* Any commercial user who uses glass containers at more than one plant may choose to compute and apply a separate quota for each plant (or group of plants) or a collective quota for all such plants. Any organization which consists of a parent corporation and one or more wholly-owned subsidiary corporations may consider itself as a single commercial user for purposes of this paragraph.

(z) *Applicability of regulation.* This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the War Production Board, as amended from time to time.

(aa) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter, referring to the particular provision appealed from and stating fully the grounds for the appeal.

(bb) *Communications.* All communications concerning this order shall be addressed to: War Production Board, Containers Division, Washington (25), D. C., Ref.: L-103-b.

(cc) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or accepting further deliveries of or from processing or using material under priority control and may be deprived of priorities assistance.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

EXHIBIT A—PURCHASER'S CERTIFICATE FOR ALL GLASS CONTAINER DELIVERIES AND ALL CLOSURE DELIVERIES EXCEPT MALT AND NON-ALCOHOLIC BEVERAGE CLOSURES

One copy of this certificate is to be delivered to each person from whom purchases of new glass containers or new metal closures (other than malt and non-alcoholic beverage closures) are made. Such certificate shall cover all purchases present and future.

The undersigned purchaser hereby certifies to the seller and to the War Production Board that he is familiar with Limitation Order L-103-b and that he will not use or sell any glass containers or any closures purchased from

Name of seller

Address of seller

pursuant to this or future purchase orders or contracts in violation of the terms of such order.

Date

Legal name of purchaser

By

Authorized official

Title of official

Address of purchaser

Section 35 (A) of the U. S. Criminal Code (18 U. S. C. A. 80) makes it a criminal of-

fense to make a false statement or representation as to any matter within the jurisdiction of any department or agency of the United States.

EXHIBIT B

Certificate required by Order L-103-b to validate each purchase of new metal closures for malt or non-alcoholic beverages. Execute in duplicate, one copy to be retained by the purchaser, and one to be filed with the seller.

INVENTORY

(a) Permitted inventory (25% of number of such closures used for packing malt or non-alcoholic beverages in 1943.)-----

gross.

(b) Inventory on date of this certification (Exclusive of Closures made from waste)-----

gross.

(c) Permitted delivery as of date of this certification from all sellers. Line (a) minus Line (b) -----

gross.

(d) Requested delivery from -----

Seller

gross.

The undersigned purchaser hereby certifies to the seller and to the War Production Board that he is familiar with Limitation Order L-103-b, that the foregoing statements of inventory are true and correct, and that he will not use or sell any closures for malt beverages or non-alcoholic beverages received from the seller pursuant to the above-described "requested delivery" in violation of the terms of such order.

Date -----

Legal name of purchaser

By -----

Authorized official

Title of official

Address of purchaser

Section 35 (A) of the U. S. Criminal Code (18 U. S. C. A. 80) makes it a criminal offense to make a false statement or representation as to any matter within the jurisdiction of any department or agency of the United States.

SCHEDULES—GENERAL EXPLANATION

Schedules I through VI list the only products which may be packed in new glass containers or with new metal closures. Schedule VII relates to the manufacture of home canning closures.

The data set forth in the two "quota" columns, opposite each product, indicate the number of new glass containers and new metal closures (determined in accordance with the general rules set forth in paragraph (g) of Order L-103-b), which may be used for packing that product. However, any special quota provisions which these schedules make applicable to any product, are controlling to the extent that they conflict with paragraph (g).

The "X" mark which appears opposite each product in one of the columns headed "closure material" indicates that, except as listed hereafter, only closures made of the specified material may be used to pack that product. The general exceptions from this rule are:

(i) Closures made of blackplate (including rejects) may be used, within quotas, wherever tinplate or terneplate is specified.

(ii) Closures made of frozen plate may be used, within quota, wherever either tinplate, terneplate or blackplate is specified.

(iii) Closures made of waste may be used in addition to specified quotas for listed products.

All special provisions of these schedules relating to closure materials for specific products must be followed, and control to the extent that they conflict with the above.

All size specifications for glass containers set forth in these schedules must be followed

in addition to the provisions of Order L-103 and its schedules.

Attention is called to paragraphs (p) through (v) of Order L-103-b which establish limited exceptions to the provisions of this order. Here again, any special provisions which these schedules contain relative to quota exemptions—as in the case of ice cream mix and certain beverages—must be observed.

SCHEDULE I—FOODS

NOTE: Item 68 amended, 68a added Mar. 23, 1944.

No product packed in a can shall be repacked for sale in a glass container by the same or a different person, in the same or a different form, except as follows (or as otherwise specifically permitted in this schedule):

(i) When required for the packing of other products, pineapple may be repacked from No. 10 cans. Grape juice, grape pulp, citrus peel and pulp may be repacked from reusable cans, 5-gallons or larger. Apricots and peaches, solid pie pack, may be repacked from No. 10 cans or larger. No. 10 cans cut under this provision must be properly cleaned and returned to the nearest detinning plant.

(ii) Tomato paste, tomato pulp or puree, and tomato sauce may be repacked from No. 10, or from 5-gallon or larger reusable cans when required for packing other products, or for repacking in different form (other than in the form of tomato paste or tomato pulp or puree), but none may be repacked in the same form. No. 10 cans cut under this provision must be properly cleaned and returned to the nearest detinning plant.

(iii) Closures made of aluminum may be used for any product listed in this schedule for which aluminum closures were used in 1939, 1940 or 1941. However, all aluminum closures must be used within, and charged to, the quotas established by this schedule.

Product	Calendar year packing quota glass	Calendar year packing quota closures	Closure material	
			Tinplate	Blackplate
FRUIT AND FRUIT PRODUCTS				
1. Apples including crab apples, whole apples not to be packed.....	100% 1943	100% 1943	X	
2. Apple cider, gallons only.....	100% 1943 (see note)	100% 1943	X	
NOTE: Only new glass containers of one-half gallon and larger may be included for the purpose of computing quota under paragraph (g).				
3. Apple juice, not to be packed in containers smaller than 1 pint capacity.....	100% 1943	100% 1943	X	
4. Applesauce including sauce from crab apples.....	100% 1943	100% 1943	X	
5. Apricots, fresh.....	Unlimited	Unlimited	X	
6. Blackberries, black raspberries, blueberries or huckleberries, red raspberries, boysen berries, loganberries, and youngberries when packed as berries.....	Unlimited	Unlimited	X	
7. Cherries, red sour pitted and sweet.....	Unlimited	Unlimited	X	
8. Cranberries.....	100% 1943	100% 1943	X	
9. Figs—(Kadota).....	Unlimited	Unlimited	X	
10. Fruit cocktail—consisting of any combination of fruits listed in this Schedule I and grapes; provided that the combination, by drained weight, shall consist of not less than 50 percent peaches and pears, and may consist of not to exceed 10 percent grapes. Pineapple may be repacked from No. 10 or larger cans, to the extent of 10 percent of the fruit cocktail.....	Unlimited	Unlimited	X	
10a. Mixed fruits—consisting of any combination of fruits listed in this Schedule I (with or without grapes) provided the combination by drained weight shall consist of not less than 55 percent nor more than 65 percent diced peaches, and not less than 35 percent nor more than 45 percent diced pears; or a combination of not less than 50 percent nor more than 60 percent diced peaches and not less than 30 percent nor more than 40 percent diced pears with not less than 6 percent nor more than 10 percent grapes. Such peaches or pears shall be peeled, pitted, or cored and diced to a size such that no more than 20 percent of the units will pass through a 3/16" standard sieve, and no more than 20 percent of the units will have a greater edge dimension than 3/4", and so as to leave not more than 1 square inch of peel per pound of product on a drained weight basis. Not more than 10 percent of the grapes shall be cracked or crushed or have attached cap stems. No fruit may be packed under this item until the packer has packed and set aside his full quota for that fruit as established pursuant to Food Distribution Order No. 22 and orders supplementary thereto.....	Unlimited	Unlimited	X	
11. Fruit butters, minimum size (excluding tumblers) 3/4 pound. At least 70 percent of containers packed to be 1 1/2 pounds or larger.....	Unlimited	Unlimited	X	
12. Fruits crushed, fountain fruits and ice cream toppings.....	100% 1943	100% 1943	X	
13. Fruit conserves, jams, marmalades and preserves. At least 10 percent of the number of containers packed with these products, excluding tumblers, to be 2 pounds or larger.....	Unlimited	Unlimited	X	
14. Fruit jellies.....	Unlimited	Unlimited	X	
15. Fruit juices, other than grape, apple, or apple cider, or mixtures of fruit juices (undiluted except for the addition of sweetening). Minimum size 1 pint.....	100% 1943	100% 1943	X	
16. Grape juice, minimum size 1 pint.....	Unlimited	Unlimited	X	
17. Fruit concentrates, liquid, when concentrated on a ratio 5 or more to 1.....	100% 1943	100% 1943	X	
18. Fruit concentrates, dry.....	100% 1943	100% 1943	X	X
19. Fruit nectars, minimum size 1 pint.....	100% 1943	100% 1943	X	
20. Olives, ripe and green ripe.....	Unlimited	Unlimited	X	
21. Peaches, halves, slices or cubes.....	Unlimited	Unlimited	X	
22. Pears—whole pears, except seckel pears, not to be packed.....	Unlimited	Unlimited	X	
23. Pectin, liquid.....	Unlimited	Unlimited	X	X
24. Plums.....	Unlimited	Unlimited	X	
25. Prunes, fresh Italian.....	Unlimited	Unlimited	X	

SCHEDULE I—FOODS—Continued

Product	Calendar year packing quota glass	Calendar year packing quota closures	Closure	
			Tinplate	Blackplate
VEGETABLES AND VEGETABLE PRODUCTS				
26. Asparagus, all-green or culturally bleached.....	Unlimited.....	Unlimited.....	X	
27. Beans, with or without pork.....	100% 1943.....	100% 1943.....	X	
28. Beans, fresh, all varieties.....	Unlimited.....	Unlimited.....	X	
29. Beets—whole beets over 1 1/4" diameter not to be packed.....	Unlimited.....	Unlimited.....	X	
30. Carrots—whole carrots not to be packed.....	Unlimited.....	Unlimited.....	X	
31. Peas and carrots—fresh green peas only. Carrots not to exceed 40 per cent of total drained weight. No vegetable may be packed under this item until the packer has packed and set aside his full quota for that vegetable as established pursuant to Food Distribution Order No. 22 and orders supplementary thereto.	Unlimited.....	Unlimited.....	X	
32. Corn, fresh, sweet cut only.....	Unlimited.....	Unlimited.....	X	
33. Mixtures of vegetables (except succotash, and peas and carrots) which consist of not less than 90 per cent of any combination of vegetables listed in this schedule: <i>Provided</i> , That the combination, by drained weight, shall consist of not more than 60 percent of any one vegetable; and, <i>Provided further</i> , That no vegetable may be packed under this item until the packer has packed and set aside his full quota for that vegetable as established pursuant to Food Distribution Order No. 22 and orders supplementary thereto.	Unlimited.....	Unlimited.....	X	
34. Mushrooms.....	100% 1943.....	100% 1943.....	X	
35. Okra, including tomatoes and okra.....	100% 1943.....	100% 1943.....	X	
36. Peas, green.....	Unlimited.....	Unlimited.....	X	
37. Peppers, sweet, including pimientos. Minimum size container 6 fluid ounces.....	100% 1943.....	100% 1943.....	X	
38. Pumpkin and squash.....	100% 1943.....	100% 1943.....	X	
39. Spinach, and other green leafy vegetables limited to beet, collard, dandelion, kale, mustard, poke and turnip greens.....	100% 1943.....	100% 1943.....	X	
40. Succotash, fresh vegetables only.....	Unlimited.....	Unlimited.....	X	
41. Tomatoes.....	Unlimited.....	Unlimited.....	X	
42. Tomato catsup and chili sauce, containing not less than 10.8 percent (specific gravity 1.045) by weight of dry tomato solids.....	Unlimited.....	Unlimited.....	X	
43. Tomato paste from fresh tomatoes, containing not less than 25 percent by weight of dry tomato solids.....	Unlimited.....	Unlimited.....	X	
44. Tomato pulp or puree from fresh tomatoes, containing not less than 10.8 percent (specific gravity 1.045) or more than 25 percent, by weight of dry tomato solids.....	Unlimited.....	Unlimited.....	X	
45. Tomato sauce, including spaghetti sauce, containing not less than 8.7 percent (specific gravity 1.037) by weight of dry tomato solids, and not less than 10.0 percent (specific gravity 1.042) by weight of total dry solids, salt free. In addition to salt, the contents may contain pepper, spice, oils, and other flavoring ingredients.....	Unlimited.....	Unlimited.....	X	
46. Vegetable juices, or mixtures thereof, undiluted, except for the addition of sweetening or seasoning, minimum size 1 pint.....	Unlimited.....	Unlimited.....	X	
MEAT AND MEAT PRODUCTS				
47. Beef, dried—tumblers and caps for tumblers may be used in addition to quota.....	100% 1943.....	100% 1943.....	X	
48. Beef extract.....	100% 1943.....	100% 1943.....	X	
49. Chicken, boned.....	100% 1943.....	100% 1943.....	X	
50. Corned beef hash.....	100% 1943.....	100% 1943.....	X	
51. Mince meat, fresh apples only. No containers holding less than one pound net weight of mince meat to be packed.....	100% 1943.....	100% 1943.....	X	
52. Pigs feet and cutlets, pickled. No containers of a capacity less than one pint to be packed.....	200% 1943.....	200% 1943.....	X	
53. Scrapple (Philadelphia type).....	50% 1943.....	50% 1943.....	X	
54. Tamales.....	100% 1943.....	100% 1943.....	X	
55. Chili con carne, with or without beans (only when packed in accordance with F. D. A. standards).....	100% 1943.....	100% 1943.....	X	
56. Meat spreads, including ham, tongue, liver, beef and sandwich spreads. When packed as a spread, the chopped products shall contain not less than 65 percent meat, by cooked weight, with added cereal or other products. When packed as deviled ham or deviled tongue, the product shall consist of chopped meat without added cereal or other products.....	100% 1943.....	100% 1943.....	X	
57. Chopped luncheon meats, consisting of chopped, seasoned meat with not to exceed 3 percent added water, by weight.....	100% 1943.....	100% 1943.....	X	
58. Sausage in casings, Vienna style, containing no cereal or similar substances and not to exceed 10 percent added water by weight.....	100% 1943.....	100% 1943.....	X	
59. Tongue.....	200% 1943.....	200% 1943.....	X	
FISH AND SHELLFISH				
60. Any person who packed fish or shellfish products in 1943 may pack the same products in 1944 or any subsequent year, except that no clam broth shall be packed.....	150% 1943.....	150% 1943.....	X	
MILK AND DAIRY PRODUCTS				
61. Cheese spreads, processed or unprocessed. Tumblers and caps for tumblers may be used in addition to quota.....	125% 1943.....	125% 1943.....	X	
62. Milk, cultured, as classified herein refers only to those cultured or fermented milk or skim milk products which develop pressure within the container (glass bottles) due to fermentation which is produced by the addition of certain materials to milk or skim milk such as sugar, yeast, cultures, and the like.....	100% 1943.....	100% 1943.....		X
63. Milk, fluid with or without flavoring.....	Unlimited.....	Unlimited.....		X
64. Dry milk, malted milk, (including chocolate milk), and milk fortifiers.....	100% 1943.....	100% 1943.....		X
65. Ice cream mix, dry—notwithstanding the provision of paragraph (p) of this Supplementary Order L-103-b, packing quota includes pack required to be set aside by any order of the War Production Board, the Food Distribution Administrator, the Department of Agriculture for purchase by Government agencies. Containers and closures used for such packs must be charged to quotas for this product.....	100% 1943.....	100% 1943.....	X	
66. Miscellaneous dairy products packed in returnable glass containers, including but not limited to fluid milk, cultured milk, liquid modifications of milk, sweet cream, sour cream and cottage cheese.....	Unlimited.....	None.....		
SYRUPS AND HONEY				
67. Syrups—blended, cane, corn, maple, molasses, sorghum. Containers under 1 gallon capacity only to be packed. NOTE: Only new glass containers under 1 gallon capacity to be included for purpose of computing quota in accordance with paragraph (g).	150% 1943 (see note).....	Unlimited.....		X
68. Syrups—bottlers, malt, and fountain syrups.....	100% 1943.....	Unlimited.....		X
68a. Syrup—chocolate.....	100% 1943.....	Unlimited.....	X	
69. Honey.....	Unlimited.....	Unlimited.....		X
OLIVES, PICKLES, RELISHES, CONDIMENTS & SAUCES				
70. Pickles, piccalilli and relishes.....	125% 1943.....	125% 1943.....	X	
71. Horseradish.....	100% 1943.....	100% 1943.....	X	
72. Mustard.....	100% 1943.....	100% 1943.....	X	
73. Green Olives.....	100% 1943.....	100% 1943.....	X	
74. Sauces—beefsteak, cooking, soya, pepper and Worcestershire.....	100% 1943.....	100% 1943.....	X	
EDIBLE OILS AND DRESSINGS				
75. Dressings—Mayonnaise, Russian, salad, Thousand Island, Tartar Sauce and sandwich spreads (other than meat or cheese spreads). At least 60 percent of the containers used by any person to pack any or all of these products must be pints or larger.....	125% 1943.....	125% 1943.....		X
76. French dressing.....	100% 1943.....	100% 1943.....	X	

SCHEDULE I—FOODS—Continued

Product	Calendar year packing quota glass	Calendar year packing quota closures	Closure material	
			Tinplate	Blackplate
EDIBLE OILS AND DRESSINGS—Continued				
77. Oil, edible, liquid.....	125% 1943 (see note).	100% of quota glass containers.		X
NOTE: Both new glass containers and new metal cans packed during base period to be included for purpose of computing quota under paragraph (g). No containers other than quarts and pints may be packed, with the following exceptions: (i) Olive oil may be packed in quarts, pints and smaller sizes. (ii) Any person who packed liquid edible oils prior to January 1, 1942 in glass containers larger than one quart may continue to do so in 1944 and subsequent calendar years.				
78. Shortenings.....	100% 1943.....	None.....		
MISCELLANEOUS FOODS				
79. Baby foods. Consisting of food products of small particle size or in liquid or semi-liquid form made from the following ingredients: fruits (except dried apricots, dried pears, dried peaches, dried or dehydrated apples); vegetables; meats; poultry products; dairy products; sugar; salt or seasoning; yeast or yeast derivatives. Frozen fruits and vegetables may be used. Potatoes and cereals may be used only in combination with other permitted products, and only provided the combined potato and cereal content does not exceed 12 percent, by weight, of the total product. Formulas—dry and liquid.	150% 1943.....	150% 1943.....	X	
81. Cherries, maraschino.....	100% 1943.....	100% 1943.....	X	
82. Coffee, not including soluble coffee.....	75% 1941 (see note).	50% quota glass containers. (See note.)		X
NOTE: Glass quotas for coffee are based on the capacity of new glass containers and metal cans accepted, rather than on the number of those used during 1941. Therefore, after computing his quota base in accordance with steps 1 and 2 of paragraph (g), on this basis, a coffee packer is permitted to accept and use enough new glass containers (of any size), to enable him to pack 75 percent of the capacity of new metal cans and jars resulting from such computation. No more than 40 percent of yearly glass quota may be accepted in period May 1 through October 31. New metal caps used in any one month shall not exceed 50 percent of the number of new glass containers packed in that month.				
83. Coffee, soluble.....	150% 1943.....	150% 1943.....		X
84. Baking powder.....	100% 1943.....	100% 1943.....		X
85. Dyes, certified colors, liquid.....	100% 1943.....	100% 1943.....		X
86. Flavoring extracts.....	100% 1943.....	100% 1943.....	X	
87. Malt, dry.....	100% 1943.....	100% 1943.....		X
88. Nut butters including soybean butter. To be packed in 1 pound, 1½ pound, 2 pounds and larger containers only, except for tumbler which may be used subject to provisions of L-103. At least 10 percent of containers used to be 2 pounds or larger.	150% 1943.....	150% 1943.....		X
89. Spices and seasonings.....	100% 1943.....	100% 1943.....	X	
90. Vinegars. At least 70 percent of the containers packed must be quarts or larger. No containers less than pint capacity to be packed.	100% 1943.....	100% 1943.....	X	
91. Special foods, for human consumption only, limited to foods other than usual table foods.	(See note).....	(See note).....	(See note).	(See note).
NOTE: Quota—no person shall pack any special food product unless he packed the product in substantially the same form in 1943, and unless he obtains prior permission upon application to the War Production Board.				

SCHEDULE II—DRUG PRODUCTS

(Products for medicinal purposes only)

NOTE: Introductory statement amended, item 40 added Mar. 23, 1944.
Closures made of aluminum may be used for any product listed in this schedule for which aluminum closures were used in 1939, 1940 or 1941. However, all aluminum closures must be used within, and charged to, the quotas established by this schedule.

Product	Calendar year packing quota glass	Calendar year packing quota closures	Closure material	
			Tinplate	Blackplate
1. Alcohol, rubbing or medicated.	Note 1.	Note 1.		X
2. Anesthetic solutions.	Unlimited.	Unlimited.	X	
3. Biological preparations.	Unlimited.	Unlimited.	X	
4. Blood plasma.	Unlimited.	Unlimited.	X	
5. Capsules, pills, tablets, troches, lozenges.	Note 1.	Note 1.		X
6. Chemicals, dry or liquid.	Unlimited.	Unlimited.	X	
7. Citrate of magnesia.	Note 1.	Note 1.		X
8. Elixirs.	Note 1.	Note 1.		X
9. Emulsions.	Note 1.	Note 1.		X
10. Extracts, dry or liquid.	Note 1.	Note 1.		X
11. Glycerine.	Note 1.	Note 1.		X
12. Glycerites.	Note 1.	Note 1.		X
13. Jellies, aqueous.	Note 1.	Note 1.	X	
14. Liniments.	Note 1.	Note 1.		X
15. Liniments of ammonia.	Note 1.	Note 1.		X
16. Lotions, medicinal only.	Note 1.	Note 1.	X	
17. Magmas.	Note 1.	Note 1.		X
18. Oleoresins.	Note 1.	Note 1.		X
19. Oils, fixed, volatile or medicated.	Note 1.	Note 1.	X	
20. Ointments, cerates, petrolatum pastes.	Note 1.	Note 1.		X
21. Ointments, ophthalmic.	Note 1.	Note 1.	X	
22. Powders.	Note 1.	Note 1.		X
23. Prescriptions.	Unlimited.	Unlimited.	X	
24. Proprietary preparations.	Note 1.	Note 1.		X
25. Salts, effervescent, hygroscopic, efflorescent only.	Note 1.	Note 1.		X
26. Soaps, medicinal only.	Note 1.	Note 1.	X	
27. Solutions, aqueous.	Note 1.	Note 1.	X	
28. Solutions, other than aqueous.	Note 1.	Note 1.	X	
29. Solutions, parenteral.	Unlimited.	Unlimited.	X	
30. Spirits.	Note 1.	Note 1.		X
31. Spirits of ammonia, aromatic.	Note 1.	Note 1.	X	
32. Spirit of ether compound and spirit of ether.	Note 1.	Note 1.	X	
33. Sulfonamide preparations.	Unlimited.	Unlimited.		X
34. Suppositories.	Note 1.	Note 1.		X
35. Syrups.	Note 1.	Note 1.		X
36. Tinctures.	Unlimited.	Unlimited.		X
37. Tincture of iodine.	Unlimited.	Unlimited.	X	
38. Waters, laxative, purgative or medicinal.	Note 1.	Note 1.		X
39. Other drug products.	Note 1.	Note 1.		X
40. Turpentine, maximum size 8 ounces.	Note 1.	Note 1.		X

NOTE 1: The total number of new metal closures and new glass containers which may be used, during any calendar year, for packing all of the products referring to this note is 100 percent of the number of new metal closures or new glass containers, respectively, a person used for said purpose during 1943. This quota may be used for any one or more of said products.

SCHEDULE III—CHEMICALS

Product	Calendar year packing quota glass	Calendar year packing quota closures	Closure material	
			Tinplate	Blackplate
1. Adhesives, glue, mucilages and pastes.	100% 1943	100% 1943		X
2. Alcohol, liquid or solidified (excluding anti-freeze).	100% 1943	100% 1943		X
3. Ammonia, household, and/or household liquid cleaners. No containers of less than 1 quart capacity may be packed.	100% 1943	100% 1943	X	
4. Aromatic chemicals used for their odoriferous and/or flavoring properties.	Unlimited	Unlimited	X	
5. Automotive maintenance or repair items, liquid or paste.	100% 1943	100% 1943		X
6. Bluing.	100% 1943	100% 1943	X	
7. Bleaches, liquid. No containers of less than 1 quart capacity may be packed.	100% 1943	Unlimited	X	
8. Cements—dry, paste or liquid.	100% 1943	100% 1943		X
9. Cements used for dental purposes.	Unlimited	Unlimited		X
10. Chemicals, dry, not elsewhere specified.	80% 1943	80% 1943		X
11. Chemicals, liquid, not elsewhere specified.	80% 1943	80% 1943	X	
12. Chemicals for food sanitation purposes only.	150% 1943	150% 1943		X
13. Chemicals, reagent.	200% 1943	200% 1943	X	
14. Cleaners—dry, paste or liquid, not including liquid household cleaners.	100% 1943	100% 1943		X
15. Compounds for grinding, polishing, or sealing.	100% 1943	100% 1943		X
16. Deodorants—dry, not for use on human body.	100% 1943	100% 1943		X
17. Deodorants—liquid or paste, not for use on human body.	100% 1943	100% 1943	X	
18. Dressings for industrial purposes. Belt dressings and similar preparations.	100% 1943	100% 1943		X
19. Dyes.	100% 1943	100% 1943	X	
20. Essential oils, distilled or cold pressed.	100% 1943	100% 1943	X	
21. Embalming fluid.	Unlimited	Unlimited		X
22. Fire extinguisher fluids.	100% 1943	100% 1943		X
23. Fumigants.	100% 1943	100% 1943		X
24. Fungicides, insecticides, disinfectants and livestock or agricultural solutions or sprays. No containers larger than 1 quart to be packed.	150% 1943 (see note).	100% quota glass containers.		X
NOTE: Only new glass containers of one quart capacity and smaller may be included for purpose of computing quota in accordance with paragraph (g).				
25. Germicides.	125% 1943	125% 1943	X	
26. Graphite with liquid.	100% 1943	100% 1943		X
27. Glycerine.	100% 1943	100% 1943		X
28. Hand protective compounds (industrial protective only and only when packed in 8 oz. container or larger).	150% 1943	150% 1943		X
29. Hypochlorite powders.	125% 1943	125% 1943	X	
30. Inks.	100% 1943	100% 1943	X	
31. Ink eradicators.	100% 1943	100% 1943	X	
32. Paints, clear (including shellac) except nitro-cellulose base paints: containers limited to quarts and smaller.	100% 1943 (see note).	100% quota glass containers.		X
NOTE: Only new glass containers of one quart capacity and smaller may be included for purpose of computing quota in accordance with paragraph (g).				
33. Paints, pigmented except nitro-cellulose base paints; containers limited to one-half pints and smaller.	100% 1943 (see note).	100% quota glass containers.		X
NOTE: Only new glass containers of one pint capacity and smaller may be included in computing quota under paragraph (g).				
34. Paint thinner, including turpentine, paint and varnish removers and linseed oil; excluding thinners for nitro-cellulose products; quart, pint and half-pint containers only.	100% 1943 (see note).	100% quota glass containers.		X
NOTE: Only new glass containers of one quart capacity and smaller may be included for purpose of computing quota under paragraph (g).				
35. Phenols.	100% 1943	100% 1943	X	
36. Photographic supplies.	100% 1943	100% 1943	X	
37. Poisons.	100% 1943	100% 1943		X
38. Polishes, liquid. Furniture, auto, metal and floor polishes, quart and smaller containers only.	100% 1943 (see note).	100% quota glass containers.		X
NOTE: Only new glass containers of one quart capacity and smaller may be included for purpose of computing quota under paragraph (g).				
39. Putty.	100% 1943 (see note).	100% quota glass containers.		X
NOTE: Only new glass containers of one quart capacity and smaller may be included for purpose of computing quota under paragraph (g).				
*40. Polishes not otherwise specified.	75% 1943	75% 1943		X
41. Shoe and leather polishes, waxes, dyes, stains and dressings not including liquid or cream shoe white.	125% 1943	125% 1943		X
42. Shoe white, liquid or cream.	100% 1943	100% 1943		X
43. Soap, liquid or paste.	100% 1943	100% 1943		X
44. Solvents—organic solvents and petroleum distillates.	100% 1943	100% 1943		X
45. Synthetic resins.	100% 1943	100% 1943		X
46. Waxes.	100% 1943	100% 1943		X
47. Wood preservatives and/or fillers.	100% 1943	100% 1943		X

SCHEDULE IV—COSMETICS AND TOILETRIES

Product	Calendar year packing quota glass	Calendar year packing quota closures	Closure material	
			Tinplate	Blackplate
1. Cosmetics, solid and semisolid types; such as face creams, hand creams, vanishing creams, deodorant and anti-perspirant creams and cream rouge.	100% 1943	85% quota glass containers.		X
2. Cosmetics and toiletries, fluid or powder; such as deodorants, antiperspirants, shampoos, hair tonics, hair dyes, wave solutions, hair rinses, oral antiseptics, tooth pastes, tooth powders, liquid dentifrices, after shave lotions, liquid soaps, perfumes, toilet waters, face and hand preparations, lotions, fingernail preparations.	100% 1943	50% quota glass containers.		X
3. Soaps, hand.	100% 1943	100% 1943		X
4. Shaving cream.	100% 1943	100% 1943		X

SCHEDULE V—MISCELLANEOUS PRODUCTS

Product	Calendar year packing quota glass	Calendar year packing quota closures	Closure material	
			Tinplate	Blackplate
1. Artist supplies.	100% 1943	100% quota glass containers.		X
2. Candle tumblers.	Unlimited	None		
3. Dental floss.	100% 1943	100% 1943		X
4. Lighter fluids.	100% 1943	100% 1943		X
5. Oils, lubricating and machine. Motor oils to be packed in quarts only.	100% 1943	100% 1943		X
6. Tobacco and snuff not including cigars and cigarettes.	100% 1943	None		

SCHEDULE VI—BEVERAGES

(The rules set forth in this Schedule are controlling wherever they conflict with any other provisions of Order L-103-b. However, except as modified herein, all provisions of Order L-103-b are applicable)

MALT BEVERAGES

Product. Malt beverages, including only beer, ale, porter, near beer and mixtures thereof.

Glass Containers

(a) **Glass container quota.** 100% of the number of new returnable glass containers which the packer accepted delivery of for malt beverages during 1943—less the number of quota exempt returnable glass containers which were accepted during the period between July 1, 1943 and December 31, 1943.

(b) **Exceptions from glass quota provisions.** In addition to his quota of glass containers for malt beverages, any packer may accept delivery of the following portion of the number of new or used glass containers used, or actually to be used, during the then current calendar year for delivering malt beverages to or for any of the persons listed under paragraph (p) of this order:

(1) **Export shipment.** The full amount of glass containers for delivering malt beverages to or for any such person for shipment to points outside the continental United States.

(2) **Domestic consumption.** 8% of the full amount of glass containers for delivering malt beverages to or for any such person for use or distribution within the continental United States.

Closures

(c) **Closure quota (See Note 3).** 115% of the number of new metal closures used for malt beverages during 1943. (Quota exempt closures may not be included in base.)

(d) **Closure material.** (See Note 1) Blackplate (including rejects) as allocated; electrolytic waste-waste, and frozen plate. Hot dipped waste-waste may be used only to make malt beverage closures which are to be exported unused. The export of unused malt beverage closure is exempted from the limitations of paragraph (j) of this order.

No closures made of waste may be used in addition to quota, pursuant to paragraph (d) of Order L-103-b, except as follows:

(1) Closures made of used cans.

(2) Closures made of used closures and of discs produced in the ordinary course of manufacturing home canning screw bands.

NON-ALCOHOLIC BEVERAGES

Product. Non-alcoholic beverages, including only carbonated soft drinks; non-carbonated soft drinks; unflavored carbonated waters and unflavored naturally carbonated and still waters (See Note 2); drinks consisting of fruit juices, vegetable juices and combinations thereof, where less than 85% by weight of such drinks is pure fruit juice, vegetable juice, or a mixture thereof; and sterilized milk drinks made with powdered milk.

Glass Containers

(a) **Glass container quota.** 80% of the number of new glass containers which the packer accepted delivery of for non-alcoholic beverages during 1941.

(b) **Exceptions from glass quota provisions.** In addition to his quota of glass containers for non-alcoholic beverages, any packer may accept delivery of the following portion of the number of new or used glass containers used, or actually to be used, during the then current calendar year for delivering non-alcoholic beverages to or for any of the persons listed in paragraph (p) of this Order.

(1) **Export shipment.** The full amount of glass containers for delivering non-alcoholic beverages to or for any such person for ship-

ment to points outside the continental United States.

(2) **Domestic consumption.** 8% of the full amount of glass containers for delivering non-alcoholic beverages to or for any such person for use or distribution within the continental United States.

Closures

(c) **Closure quota (See Notes 2 and 3).** 115% of the number of new metal closures used for non-alcoholic beverages during 1943 (Quota exempt closures are not to be included in base).

(d) **Closure material (See Note 1).** Blackplate (including rejects) as allocated; electrolytic waste-waste, and frozen plate. Hot dipped waste-waste may be used only to make non-alcoholic beverage closures which are to be exported unused. The export of unused non-alcoholic beverage closures is exempted from the limitations of paragraph (j) of this order.

No closures made of waste may be used in addition to quota, pursuant to paragraph (d) of Order L-103-b except as follows:

(1) Closures made of used cans.

(2) Closures made of used closures and of discs produced in the ordinary course of manufacturing home canning screw bands.

WINES

Product. Wines.

Glass container quota. 100% of 1943.

Closure quota. 50% quota glass containers.

Closure material. Blackplate.

SCHEDULE VII—HOME CANNING CLOSURES

NOTE: Item 8a added Mar. 23, 1944.

No manufacturer of glass containers shall ship any jars with 70 mm. screw finish, intended for home canning unless at least 40% of such jars shipped during each calendar month are delivered as a unit, consisting of the jar and a "glass lid closure" packed together. A "glass lid closure" is one consisting of a glass lid, a screw band and a top seal jar ring.

Description of closure	Manufacturer's quota	Closure material indicated by X			
		0.50 tin-plate	Wire bails	Zinc	Black-plate
1. Top seal metal lids, 70 mm.	Unlimited	X			
2. Bands for 70 mm. top seal metal lids.	Unlimited	X			
3. Bands for use with 70 mm. glass lids.	Unlimited	X			
4. Lightning type.	Unlimited		X		
5. Top seal metal lids, smaller than 70 mm.	Unlimited	X			
6. One piece metal closures, 70 mm. shoulder seal type.	Unlimited	X			
7. One piece metal closures, 70 mm. top seal type.	Unlimited	X			
8. Top seal metal lids larger than 70 mm.	From October 1, 1943 to September 30, 1944—6% of production of 70 mm. lids from October 1, 1942 to September 30, 1943.	X			
8a. Bands for top seal metal lids larger than 70 mm.	25% of 1944 quota for top seal metal lids larger than 70 mm.	X			
9. Zinc Mason P/L closures, 70 mm.	60% 1941 production			X	
10. Jelly glass lids.	Unlimited				X

INTERPRETATION 1

[Interpretation 1 was revoked Jan. 4, 1944.]

[F. R. Doc. 44-4125; Filed, March 23, 1944; 11:21 a. m.]

PART 3270—CONTAINERS

[Limitation Order L-317 as Amended Mar. 23, 1944]

FIBRE SHIPPING CONTAINERS; MANUFACTURE AND USE

The fulfillment of requirements for the defense of the United States has created shortages in the supply of materials entering into the production of fibre shipping containers for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3270.6 Limitation Order L-317—

(a) "Fibre shipping container". For purposes of this order, the term "fibre shipping container" means the following items:

(1) Any box, crate, case, basket, or hamper in set-up or knock-down form which is made in whole or in part from solid fibre (.045 or heavier) or corrugated fibre and which is used for the delivery or shipment of materials. This does not include the following: trunks, luggage, or military locker boxes; fibre cans, tubes, or drums; inner cartons (except corrugated inner cartons and except

inner cartons made from solid fibre (.045 or heavier). It also does not include combination wood-and-fibre shipping containers consisting of 50% or more wood (by area).

(2) Any solid fibre (.045 or heavier) or corrugated fibre sheet or roll to be used for wrapping, packaging, or otherwise protecting a product or material for shipment. This does not include corrugated or solid fibre sheets produced for delivery to plants, of the type commonly referred to in the container-manufacturing industry as "sheet-plants", for their use in manufacturing fibre shipping containers.

(3) Any solid fibre (.045 or heavier) or corrugated fibre interior fitting which is cut to size for use in any type of container to provide content protection, structural strength, or both. This includes, but is not limited to, the following: partitions; pads; liners; sun bursts; corrugated wrappers (single-faced, double-faced, double-walled).

(b) "User". The term "user" means any person who uses fibre shipping containers for the shipment or delivery of materials in connection with his business.

(c) "Containerboard content". The term "containerboard content" means the amount of solid fibre (.045 or heavier) or corrugated fibre containerboard in a fibre shipping container. This amount is computed both in terms of weight and in terms of square feet.

Manufacture and Delivery Prohibitions

(d) General. No person shall manufacture any new fibre shipping container which he has reason to believe will be used or accepted in violation of any provision of this order. No person shall sell or deliver any new fibre shipping container manufactured after October 11, 1943, if he has reason to believe it will be so used or accepted.

(e) Prohibited types (Schedule A). No person shall manufacture, from solid fibre (.045 or heavier) or corrugated fibre, any container of the types listed in Schedule A of this order.

Use Prohibitions

(f) Prohibited uses—(1) Schedule B. Schedule B of this order lists certain products which may not be packed in new fibre shipping containers and certain other products which may not be packed in less than specified quantities, in new fibre shipping containers. No user shall accept or use any new fibre shipping container for any product in violation of Schedule B. This restriction does not apply to (i) containers used for wholesalers' or retailers' deliveries (as defined in Schedule C of this order), (ii) empty containers used by the Army or Navy, or (iii) containers which are quota exempt under paragraph (t) below.

(2) Carlining. No person shall use in the shipping of any product any new solid fibre (.045 or heavier) or corrugated fibre sheet or roll as carlining except where needed for door-blocking. When such sheet or roll is used for door-blocking,

only the necessary practicable minimum quantity shall be used.

(g) V-boxes. No user shall use any new V-box for packing any product except for delivery against military or Lend-Lease orders which specify that V-boxes be used. No user shall accept delivery of any V-boxes unless he has reason to believe that he will need them for the use permitted in this paragraph. The restrictions of this paragraph shall not apply to empty V-boxes used by the Army and Navy. The term "V-boxes" means shipping containers of the types designated as V-1, 2 and 3, in Army Specification O. Q. M. G. No. 93, dated December 2, 1942, and of the similar types described in Navy Department Specification 53B11 (INT.) and in Food Distribution Administration Specification 1742-C.

Quota Restrictions

(h) Quota products (Schedule C). Schedule C of this order lists certain products, and certain types of container uses. Beginning as of October 1, 1943, users are permitted to use only a limited amount of new fibre shipping containers for packing any of the listed products (or for any of the listed uses), during each 3-month period (exclusive of amounts which are quota-exempt under paragraph (t) below). The limited amounts are called "quotas". The 3-month periods are called "quota periods". As explained below, there are two types of quotas—"footage quotas" and "tonnage quotas". (The percentages stated after the items in the amendment of March 23, 1944, do not apply until April 1, 1944. For all products which appeared on Schedule C before March 23, 1944, the percentages specified for those products by the schedule before that date apply until April 1, 1944.)

(i) Quota restriction. During any 3-month quota period, the total containerboard content of the new fibre shipping containers used by any user for packing any Schedule C product (or for any Schedule C use) shall exceed neither his footage quota nor his tonnage quota for that product (or use). Quotas are to be computed in accordance with the next four paragraphs below. (The restrictions of this paragraph shall not apply to empty containers used by the Army or Navy or to containers which are quota-exempt under paragraph (t) below).

(j) Computing footage quota. A user's "footage quota" for any Schedule C product (or use) shall be the following amount: the containerboard content (in terms of square feet) of the new fibre shipping containers used by him during the corresponding 3-month period in 1942 for packing that product (or for that use) multiplied by the quota percentage listed in Schedule C for that product (or use).

(k) Computing tonnage quota. A user's "tonnage quota" for any Schedule C product (or use) shall be the following amount: the containerboard content (in

terms of weight) of the new fibre shipping containers used by him during the corresponding 3-month period in 1942 for packing that product (or for that use) multiplied by the quota percentage listed in Schedule C for that product (or use). In the case of a Schedule C product, the resulting amount may be increased to the extent permitted in the next paragraph.

(l) Minimum-pack allowance. If a user's tonnage quota for any Schedule C product is not enough for a "minimum pack" of that product, his tonnage quota for that product is increased to the extent needed for a minimum pack. However, the footage quota for that product is not increased. "Minimum pack" means the amount of a Schedule C product packed by the user during the corresponding 3-month period in 1942 multiplied by the quota percentage listed in Schedule C for that product.

(m) Adjustments for "reshippers". For quota purposes, "reshippers" shall be treated as though they were new fibre shipping containers. Accordingly, the containerboard content of all reshippers used by a user during the corresponding quarter of 1942 for packing a Schedule C product may be included in figuring his footage and tonnage quotas (paragraphs (j) and (k) above). Likewise, the containerboard content of all reshippers used by a user during any quota period for packing any Schedule C product shall be charged to his footage and tonnage quotas for that product. The term "reshippers" means new fibre shipping containers in which empty inner containers (such as glass jars, cans, etc.) are shipped to a packer and which are then used by the packer for shipping or delivering inner containers packed by him with some product.

Inventory Restrictions

(n) Inventory restrictions. No person shall accept any delivery which will increase his inventory of unfilled new fibre shipping containers to more than his maximum permitted inventory. He may figure his maximum permitted inventory in either (but not both) of two ways—"over-all" basis or "individual-item" basis.

(o) Over-all basis. On the over-all basis, his maximum permitted inventory of all sizes and types shall be no more than a combined total of 1½ carloads.

(p) Individual-item basis. On the individual-item basis he figures a separate inventory for each "container item class." In each class he figures how many he will need to meet his reasonably anticipated requirements in the next 30 days (as restricted by a quota on Schedule C, if any). If that is more than 1200 complete sets of that class his inventory for that class is his 30-day requirement; if not, it is 1200. The total of all his classes figured in this way will be his maximum permitted inventory, which he may divide among his several sizes and types as he sees fit. A "container item class" includes all new fibre shipping containers of the same or similar sizes and types currently being used by him. (A variation in size or type which does not make a container unsuitable for shipping

the same amount of a product in substantially the same shape and form shall not be considered as representing a different size or type.)

(q) *Seasonal-foods and military exceptions.* The 30-day supply maximum in paragraph (p) above shall not apply to requirements for packing seasonal foods or to the Army's or Navy's requirements for empty new fibre shipping containers. Instead, the "practicable minimum working inventory" provision in § 944.14 of Priorities Regulation 1 (and Interpretation 1a of that regulation) shall apply in those cases.

Multiple-Unit Organizations

(r) *Multiple-unit organizations.* Any user who uses new fibre shipping containers at more than one place may choose to apply the quota and inventory restrictions of this order either to the operations of each place separately or to the collective operations of all his places. The same choice as to the inventory restrictions is available to any container-distributor who deals in new fibre shipping containers at more than one place. After making his choice, no person shall thereafter change it unless authorized by the War Production Board. Any user or container-distributor organization which consists of a parent corporation and one or more wholly-owned subsidiary corporations may consider itself as a single user or distributor for the purposes of this paragraph.

Exceptions and Exemptions

(s) *Small-user exception.* The quota restrictions of paragraph (i) above do not apply to any user during any calendar year in which he accepts no more than a total of \$500 worth (cost price to him) of new fibre shipping containers for all products (whether or not on Schedule C).

(t) *Use and quota exemptions for certain government orders.* The use prohibitions of paragraph (f) above and the quota restrictions of paragraph (i) above do not apply to new fibre shipping containers which are used by any user (whether a manufacturer or a distributor) for delivering any product to any of the following persons or which are used by any user for delivering any product to be redelivered by another party (without further processing, fabrication, or incorporation into any other product, exclusive of wholesalers' and retailers' minor finishing or decorative operations as mentioned in Schedule C) to any of the following persons:

(1) The U. S. Army or Navy (exclusive of post exchanges or ship's service departments located within the 48 states and the District of Columbia).

(2) The Maritime Commission; the War Shipping Administration.

(3) Any U. S. agency making Lend-Lease purchases.

New fibre shipping containers used for those purposes may be regarded as being in addition to the user's quota for the product involved.

(u) *Exceptions for stocks in transit or on hand.* Any user may use for the pur-

pose for which he acquired them any new fibre shipping containers which were in his possession or which were in transit to him on or before October 11, 1943. In the case of any product added to Schedule B after that date he may use for that product the containers which he had acquired or which were in transit to him for that product on or before the date on which the item was added to the schedule. These exceptions are subject to the quota restrictions of paragraph (i).

Miscellaneous Provisions

(v) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter, referring to the particular provision appealed from and stating fully the grounds for the appeal.

(w) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Containers Division, Washington 25, D. C., Ref: L-317.

(x) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the War Production Board, as amended from time to time.

(y) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or accepting further deliveries of or from processing or using material under priority control and may be deprived of priorities assistance.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A—PROHIBITED TYPES OF CONTAINERS

Paragraph (e) of Order L-317 prohibits the manufacture of the following types of containers from solid fibre (.045 or heavier) or corrugated fibre.

- a. Bottle and can carry-outs
- b. Counter boxes
- c. Display-shippers
- d. Laundry boxes and laundry shells
- e. Retail gift boxes

SCHEDULE B—PROHIBITED USES

NOTE: Schedule B amended in its entirety Mar. 23, 1944.

Pursuant to paragraph (f) of Order L-317, users' acceptance or use of new fibre shipping containers for packing the products listed below (or, where specified below, for packing less than a specified quantity of certain products listed below) is prohibited. Some exceptions from this prohibition are allowed in paragraphs (t) and (u) of the order. In addition, paragraph (f) specifies that its prohibition does not apply to containers used for wholesalers' or retailers' deliveries (as defined in Schedule C). However, new fibre shipping containers so used for any product below must be charged to the wholesaler's or the retailer's over-all quota under Schedule C.

SCHEDULE B—PROHIBITED USES—Con.

- a. Paper products:
 - Advertising displays—counter, window, or floor (including the dispenser type of display).
 - Catalogues.
 - Magazines, including house organs.
 - Posters.
 - Punch boards.
- b. Fresh vegetables:
 - Cucumbers.
 - Green corn.
 - Onions.
 - Potatoes (white).
 - Rutabagas.
 - Turnips.
- c. Building Materials:
 - Building brick (except glass brick).
 - Cement—except household.
 - Cork—except pipe covering and slabs.
 - Flooring, wood, molding, mopboards, trim and wainscoting.
 - Insulation board, rigid (except insulating tile and panel and cork insulation board which are on Schedule C).
 - Non-rigid insulation—(except slabs, blocks, batts, blankets, and formed and/or metal-encased insulation)
 - Plaster—cement, lime, gypsum (this does not include dental, orthopedic, and industrial-mold grades)
 - Sash and doors, except glazed, not finished further than primed
 - Shingles (except asbestos siding shingles and asphalt shingles which are on Schedule C)
 - Tile—except acoustical, asphalt, and glazed or unglazed floor, wall or facing tile
- d. Textiles (except clothing):
 - Awnings
 - Blankets and comforters—less than 6 per package
 - Carpets and carpeting
 - Mattresses—other than innerspring
 - Rugs
 - Tents
 - Waste wiping rags
- e. Hardware:
 - Buckets and pails—wood or metal (except metal pails manufactured solely for use as dairy and milk pails and except porcelain-enameled pails)
 - Cans—refuse, garbage
 - Garden and farm tools, 18" or more in length—including but not limited to: Hoes, rakes, shovels
 - Handles, 18" or more in length—including but not limited to: shovels, picks, axes, etc.
 - Wash tubs—wood or metal
- f. Glass products:
 - 1-pt. home canning jars—less than 24 per case
- g. Horticultural items:
 - Bulbs
 - Ornamental shrubs
 - Seeds (flower)
- h. Miscellaneous:
 - Athletic uniforms
 - Ball bats
 - Baskets—wicker, splint, etc.
 - Bridles
 - Brooms
 - Charcoal—except activated carbon
 - Coal
 - Cones—fir or pine
 - Fertilizers
 - Furniture—lawn and porch (except glass parts)
 - Furniture—unfinished (except glass parts)
 - Horse collars
 - Hose—rubber and fabric
 - Ironing boards
 - Ladders
 - Linoleum and printed floor coverings

SCHEDULE B—PROHIBITED USES—CON.

h. Miscellaneous—Continued.

Mops—except oil mops
Nuts, unshelled
Peanuts, unshelled
Peat moss
Playground equipment—wood, metal
Rope, string and twine
Saddles
Tape, gummed—cloth, paper or sisal,
in rolls of 500 ft. or more
Trunks (in carload lots)
Venetian Blinds
Whips and crops

SCHEDULE C—PRODUCTS AND USES SUBJECT TO QUOTAS

NOTE: Schedule C amended in its entirety Mar. 23, 1944.

Paragraph (i) of Order L-317 places quotas on the amount of new fibre shipping containers (including "reshippers", as defined in paragraph (m) of the order) which may be used for packing the products listed in Column 1 below or for the types of uses listed in that column. The percentage listed in Column 2 below are to be used in figuring the quotas. Where the percentage is changed by the amendment of March 23, 1944, for an item formerly on this schedule, the change is effective April 1, 1944. Until that date the percentage which formerly appeared remains applicable.

Restricted Products and Uses (1)	Quotas Percentages (2)
Restricted products:	
Adhesives—household.....	70
Advertising displays—counter, win- dow, floor, including the dispenser type of display (except those made of paper which are listed in Sched- ule B).....	50
Albums.....	50
Animal and pet foods—dry (except proprietary drug remedies).....	50
Animal proprietary drug remedies.....	80
Art supplies.....	70
Ash trays.....	60
Athletic equipment and sporting goods.....	70
Automobile polish, waxes and clean- ers.....	70
Beverage compounds, concentrates and syrups—including, but not lim- ited to drink powders and soft drink concentrates.....	80
Beverages:	
Distilled spirits, as defined in Schedule VI of Order L-103-b.....	70
Malt, as defined in Schedule VI of Order L-103-b.....	70
Non-alcoholic, as defined in Sched- ule VI of Order L-103-b.....	70
Wines.....	70
Bleaches, household.....	80
Bluing, household.....	80
Book ends.....	60
Books.....	70
Brushes, household.....	70
Buttons.....	70
Calendars.....	50
Candles.....	70
Cement—household.....	70
Chewing gum.....	80
China and glass ware—except con- tainers.....	70
Cleaners, household.....	80
Clothing, including work clothing, but not including shoes and safety clothes as defined in Order L-114.....	70
Combs.....	70
Compacts.....	60
Cosmetics—except dentifrices and per- fumes.....	60
Curtains.....	70
Cushions and pillows.....	70
Dentifrices.....	70
Drinking straws.....	80

SCHEDULE C—PRODUCTS AND USES SUBJECT TO QUOTAS—Continued

Restricted Products and Uses (1)	Quotas Percentages (2)
Restricted products—Continued.	
Dry cleaning preparations—household.....	70
Fish bowls.....	50
Flowers and plants—cut or potted.....	60
Folding boxes—empty.....	70
Food products:	
Bacon.....	90
Bakery goods.....	100
Beans, peas and lentils; dried edible.....	90
Butter.....	80
Caviar.....	40
Cereals.....	100
Confectionery.....	80
Corn meal.....	90
Dessert products.....	65
Dried fruits.....	100
Filling, pie and cake.....	65
Flavorings.....	65
Flour (except home baking mixes).....	100
Food coloring.....	65
Horseradish.....	80
Macaroni.....	90
Marshmallow and marshmallow cream.....	65
Mustard.....	80
Noodles.....	90
Oleomargarine.....	100
Peanut butter.....	100
Pectin.....	90
Popcorn—candied and otherwise, ex- cept unpopped.....	65
Popcorn—unpopped.....	80
Potato chips.....	65
Pretzels.....	50
Puddings.....	65
Relishes.....	80
Rice.....	90
Salad Dressings.....	80
Salt (for all purposes).....	80
Spaghetti.....	90
Sugar.....	80
Vermicelli.....	90
Furniture (other than listed on Sched- ule B).....	70
Games and toys.....	60
Glass tableware and glass kitchen arti- cles. (This does not include tum- blers, other than cut, footed, or stemmed tumblers).....	70
Hooks and eyes, slide and snap fasten- ers, buckles, miscellaneous metal apparel bindings.....	70
Insulation board, cork.....	70
Insulation board—tile and panel.....	70
Jewelry.....	60
Jewelry boxes—empty.....	50
Leather—goat, kid, cabretta, kangaroo.....	70
Leather—all other.....	50
Mattresses—inner spring.....	70
Mirrors.....	70
Office supplies.....	70
Ornaments—made of glass, plastic, pot- tery, china, metal, wood, paper, or leather (except those listed elsewhere in Schedule B or C).....	50
Paints, varnishes, roof coatings and cements. This item includes but is not limited to pigmented oil or oleo- resinous; ready mixed, semipaste, or paste, white lead in oil, colors in oil, pigmented or clear lacquers, resin emulsion paste, casein paste, vege- table protein paste; casein and cal- cimine paints in dry form or other paints and paint materials in dry form.....	70
Paper products of the following types:	
Illustrated post cards, announce- ments and greeting cards.....	60
Perfumes.....	60
Picture frames and folders.....	70
Polishes—household.....	70
Pottery products—household (except ornamental).....	70

SCHEDULE C—PRODUCTS AND USES SUBJECT TO QUOTAS—Continued

Restricted Products and Uses (1)	Quotas Percentages (2)
Restricted products—Continued.	
Printing and publishing products— except those listed elsewhere in Schedule B or C.....	70
Seat covers.....	70
Screens, door and window.....	70
Set-up boxes—empty.....	80
Shingles, asbestos siding and asphalt.....	70
Shoe polishes, creams, dressings and dyes.....	70
Slip covers.....	70
Soap.....	80
Starch—all kinds.....	80
Stationery—including, but not limited to, envelopes in all styles—fillers (loose leaf), writing paper (com- mercial and social), papetries, cor- respondence cards, tablets, pads, notebooks, index cards, and folders.....	70
Suitcases.....	50
Tobacco and tobacco products.....	80
Traveling bags—all kinds.....	50
Trunks (in less than carload lots).....	50
Utensils—kitchen and household (ex- cept those listed elsewhere in Sched- ule B or C).....	70
Water softening compounds.....	80
Waxes—household.....	70
Restricted uses:	
Wholesalers' deliveries.....	70
Retailers' deliveries—mail, express, and common carrier.....	70
Retailers' deliveries—other than mail, express, and common carrier.....	60

These "restricted uses" items relate only to deliveries made by persons who have not produced the products delivered nor done any fabrication or processing work on them other than minor finishing or decorative operations usually performed by wholesalers and retailers (such as assembly of knocked-down furniture, monogramming of linen and jewelry, alteration of clothing). "Retailers' deliveries" means deliveries made by any such person who sells exclusively or predominantly at retail. "Wholesalers' deliveries" means deliveries made by any such person who sells exclusively or predominantly at wholesale. The quota for each type of use represents the maximum total amount of containers which can be so used for all products (whether or not listed in Schedule C). The quota takes the place of a separate quota for each Schedule C product.

INTERPRETATION 1

The restrictions of L-317 (§ 3270.6) are applicable only to new fibre shipping containers. A question has arisen as to the status of such containers which have been rejected during the course of manufacture or upon delivery because of errors in size, printing, etc. Such containers are new containers and subject to the restrictions contained in the order until they have been used for the packing of a product. (Issued Nov. 6, 1943)

[F. R. Doc. 44-4124; Filed, March 23, 1944; 11:21 a. m.]

PART 3288—PLUMBING AND HEATING EQUIPMENT

[Supplementary General Limitation Order L-23-c as Amended Mar. 23, 1944]

DOMESTIC COOKING APPLIANCES AND DOMESTIC HEATING STOVES

§ 3288.66 *Supplementary General Limitation Order No. L-23-c—(a) Definitions.* For the purposes of this order: (1) "Domestic cooking appliances" means gas ranges, cook stoves, and hot

plates for household use; coal and wood ranges and cook stoves (including laundry stoves except water jacketed and permanently built-in coil types) for household use; fuel oil ranges, cook stoves, table stoves and hot plates for household use; combination ranges (including dual oven types, ranges with built-in kitchen heaters, and bungalow types) except electrical, for household use; camp and trailer stoves for cooking purposes; fuel oil conversion range burners; and drum and portable ovens.

(2) "Domestic heating stoves" means any above the floor devices (except electric) for the direct heating of the space in and adjacent to that in which the device is located, designed for use without heat distribution pipes or ducts, and includes, but is not limited to, circulating, radiant and portable heaters and trailer and caboose stoves. Domestic heating stoves shall not include floor or wall furnaces.

(3) "New domestic cooking appliances and domestic heating stoves" means any such appliances or stoves which have never been used by an ultimate consumer.

(4) "Accessories" means aprons, thermostats, high closets, high shelves, clocks, broiler pans other than iron or steel, storage compartments, thermometers, and any other instruments, attachments, or appurtenances (except top-burner lighters) for domestic cooking appliances not essential to any of the following three major cooking operations: top burner cooking, oven baking and oven broiling.

(5) "Steel coal or wood range or cook stove" means a coal or wood range or cook stove in which the total weight of steel is 20% or more of the total weight of metal of the unit.

(6) "Fuel oil" means any liquid petroleum product commonly known as fuel oil including Numbers 1, 2, 3, 4, 5, and 6, Bunker C, Diesel oil, kerosene, range oil, gas oil or any other liquid petroleum product used for the same purposes as the above designated grades.

(7) "Base period" means the 12 months period from July 1, 1940 to June 30, 1941.

(8) "Factory sales value" means the aggregate value of shipments of domestic cooking appliances and domestic heating stoves.

(9) "Class A producers" means those manufacturers of domestic cooking appliances and/or domestic heating stoves whose factory sales value for the twelve months ending June 30, 1941, including both domestic sales and exports, was \$2,000,000 or more.

(10) "Class B producers" means those manufacturers of domestic cooking appliances and/or domestic heating stoves whose factory sales value for the twelve months ending June 30, 1941, including both domestic sales and exports, was less than \$2,000,000 and who are located in Labor Area Group I, as defined from time to time by the War Manpower Commission.

(11) "Class C producers" means those manufacturers of domestic cooking appliances and/or domestic heating stoves whose factory sales value for the twelve months ending June 30, 1941, including both domestic sales and exports, was less than \$2,000,000 and who are not located in Labor Area Group I, as defined from time to time by the War Manpower Commission.

(12) "Producer" means any person who during the base period manufactured, fabricated or assembled any domestic cooking appliances or domestic heating stoves.

(b) *General restrictions.* (1) No person except a producer shall manufacture, fabricate or assemble any domestic cooking appliances or any domestic heating stoves.

(2) No person shall manufacture, fabricate or assemble any domestic cooking appliance or domestic heating stove except from materials in inventory on July 29, 1943, or the acquisition and use of which is specifically authorized from time to time by the War Production Board under the Controlled Materials Plan or otherwise. In authorizing the manufacture of domestic cooking appliances and domestic heating stoves the War Production Board will, in general, authorize Class C producers to produce the types they normally fabricate up to 100% of their base period unit production before authorizing the manufacture of any of the same types by Class A and Class B producers; *Provided, however*, That during the period from July 1, 1943 to June 30, 1944 the total number of units of each type authorized for production by all producers will not exceed the percentages of total unit production specified in Schedule A attached.

(3) No producer shall manufacture, fabricate or assemble any domestic cooking appliances (other than combination ranges) or domestic heating stoves, except in those fuel types which he manufactured, fabricated or assembled during the base period; but this provision shall not apply to such appliances or stoves manufactured, fabricated or assembled for delivery to or for the account of the Army, Navy, Maritime Commission, or War Shipping Administration of the United States, or for use in a building or project authorized under Preference Rating Order P-55-b or rated under Preference Rating Order P-55 or any Order in the P-19 series.

(4) No producer shall manufacture, fabricate, or assemble any domestic cooking appliances, except those listed in Schedule B attached and then only in accordance with the numbers of models or sizes and description of types set forth in such table; and no person shall manufacture, fabricate or assemble any accessories or incorporate them into any domestic cooking appliances.

(5) No person shall manufacture, fabricate or assemble any domestic heating stoves except those listed in Schedule B

attached, and then only in accordance with the numbers of models and BTU capacities set forth therein.

(6) No producer shall

(i) Use any iron or steel in the production of cover tops or lids to cover the cooking surfaces of domestic cooking appliances when not in use; or

(ii) Produce or assemble any domestic cooking appliances equipped with such cover tops or lids containing any iron or steel; or

(iii) Use any "bright work", "bright finish", metal finish, or trim containing copper, nickel, chrome, or aluminum or other alloy in the production of domestic cooking appliances or domestic heating stoves; or

(iv) [Deleted Mar. 23, 1944]

(7) No producer shall substitute steel for cast iron in the manufacture, fabrication or assembly of any model of domestic cooking appliance or domestic heating stove which he manufactured, fabricated or assembled prior to July 29, 1943.

(8) No producer shall manufacture, fabricate or assemble any steel coal or wood range or cook stove who did not manufacture, fabricate or assemble such ranges or stoves during the period July 1, 1940 to July 29, 1943.

(c) *Exceptions.* (1) Nothing in paragraph (b) (4) or (b) (5) shall restrict the manufacture, fabrication or assembly of trailer or caboose stoves.

(2) Domestic cooking appliances or domestic heating stoves which do not conform to the provisions of paragraph (b) (4) or (b) (5) may be manufactured, fabricated or assembled to specifications for the account of or for delivery to the Army, Navy, Maritime Commission or War Shipping Administration of the United States, or to specifications for use in a building or project authorized under Preference Rating Order P-55-b or rated under Preference Rating Order P-55, or any Order in the P-19 series; *Provided*, That a prior request be made to the War Production Board, Plumbing and Heating Division, Washington 25, D. C., by letter, and approved in writing.

(3) Notwithstanding any restrictions in this order, concerning use of metals, accessories, weight per unit, numbers of models, or sizes or types, until October 27, 1943, any producer may manufacture, fabricate or assemble any domestic cooking appliance or any domestic heating stove provided that he has in his inventory, on July 29, 1943, fabricated iron or steel parts of any such appliance or stove which total at least 50% of the total weight of iron and steel which such appliance or stove would contain when completely assembled.

(d) [Deleted Jan. 15, 1944]

(e) *Repair parts.* Nothing in this order shall prohibit or restrict the manufacture or shipment of repair parts for domestic cooking appliances or domestic heating stoves.

(f) *Reports.* Each producer shall execute and file with the War Production Board, such reports as the War Produc-

tion Board may specify from time to time, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) *Applicability of priorities regulations.* All persons and transactions affected by this order are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time.

(h) *Applicability of other orders.* Insofar as any other orders heretofore or hereafter issued by the War Production Board limit the use of any material in the production of domestic cooking appliances or domestic heating stoves to a greater extent than the restrictions imposed by this order, the restrictions of such other order shall govern, unless otherwise specified therein.

(i) *Appeals.* Any appeal from the provisions of this order shall be filed on Form WPB-1477 (formerly PD-500) with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

(j) *Communications.* All communications concerning this order, except appeals, shall, unless otherwise directed, be addressed to the War Production Board, Plumbing and Heating Division, Washington 25, D. C., Ref.: L-23-c.

(k) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Percentage
of total unit
production
by all pro-
ducers in
the base
period (July
1, 1940 to
June 30, 1941)

Domestic cooking appliances:

1. Gas ranges and cook stoves.....	40
2. Combination, bungalow and kitchen heater ranges.....	40
3. Coal and wood ranges and cook stoves.....	100
4. Fuel oil ranges and cook stoves.....	40
5. Coal and wood laundry stoves.....	100
6. Gas hot plates.....	75
7. Portable and drum ovens.....	75

Domestic heating stoves:

1. Gas fired heaters.....	75
2. Oil fired heaters.....	40
3. Coal and wood heaters.....	100

SCHEDULE B

NOTE: Schedule B amended in its entirety Mar. 23, 1944.

Appliance	Maximum number of models or sizes permitted	Types
1. Gas ranges.....	2	One to have 3 top burners, broiler optional. One to have 4 top burners with broiler and bake oven.
2. Gas hot plates.....	3	1-1 burner, 1-2 burner, 1-3 burner.
3. Coal or wood ranges and cook stoves.	8	2 steel ranges or cook stoves. 3 cast iron ranges. 3 cast iron cook stoves. (At least one steel range or cook stove, one cast iron range and one cast iron cook stove manufactured by any producer shall be the lightest of each in his line.)
4. Gas and coal or wood combination ranges.	1	
5. Bungalow or kitchen heater range (gas and coal or wood).	1	
6. Fuel oil ranges.....	2	1-3 top burner range with bake oven. 1-2 top burner range with bake oven.
7. Fuel oil stoves.....	2	1-2 burner stove. 1-3 burner stove.
8. Fuel oil table stoves.	3	1-1 burner stove. 1-2 burner stove. 1-3 burner stove.
9. Laundry stoves.....	6	4-2 hole stoves. 2-4 hole stoves. (1-2 hole stove and 1-4 hole stove manufactured by any producer shall be the lightest of each in his line.)
10. Portable ovens.....	2	1 single oven. 1 double oven.
11. Drum ovens.....	1	

Stoves	Number of models or sizes permitted	Maximum of models or sizes permitted in B. t. u. capacities per hour
1. Gas radiant.....	10	2-12,000 or less input. 2-12,001 to 20,000 input. 2-20,001 to 30,000 input. 2-30,001 to 45,000 input. 2-over 45,000 input.
2. Gas circulating....	6	2-30,000 or less input. 2-30,001 to 50,000 input. 2-over 50,000 input.
3. Fuel oil portable (ball type).	-----	
4. Fuel oil circulating.	2	2-30,000 or less output.
5. Cast iron or steel coal and/or wood.	10	
6. Sheet steel wood stoves.	6	

[F. R. Doc. 44-4126; Filed, March 23, 1944; 11:21 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328, Interpretation 1] RATINGS FOR TWINE AND WRAPPING MATERIALS

The following interpretation was issued with respect to Conservation Order M-328:

Ratings for twine and other materials on Schedule A of M-328 used for wrapping must conform to the conditions specified in paragraph (a) of the order to be valid.

Such materials used to wrap products are not incorporated into the product which is wrapped. Therefore, a rating which can be used to get material to be incorporated into a product cannot be used to get twine with which to wrap the product even though the product is going to be delivered to one of the Government agencies mentioned in paragraph (a) (2).

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4127; Filed, March 23, 1944; 11:21 a. m.]

PART 3293—CHEMICALS

[Allocation Order M-373 as Amended Mar. 23, 1944]

VITAMIN A

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of Vitamin A for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.601 Allocation Order M-373—

(a) *Definitions.* (1) "Vitamin A" means vitamin A derived from or contained in fish liver oils or fish viscera oils, in crude or refined form. The term includes, but is not limited to Vitamin A concentrates and esters and Vitamin A in blended oils. The term does not include pro-vitamins A such as caretones, cryptoxanthin, etc.; nor Vitamin A contained in oils which have less than 1000 USP-XII units of Vitamin A per gram, or in oils in which the number of USP-XII units of Vitamin A per gram is less than five times the number of USP-XII units of Vitamin D per gram; nor Vitamin A in cod liver oil; nor Vitamin A in standard dosage form (tablets, capsules, ampuls, solutions, etc.) or in retail pharmaceutical packages; nor Vitamin A compounded or mixed in food, feeds or feeding oils.

(2) "Concentrate" means any concentrate of Vitamin A derived from fish liver oils, fish viscera oils, other fish oils, or from fish livers or viscera if the concentration of Vitamin A in the product is increased beyond four times that in the original oil, or in the case of livers or viscera, beyond four times that of the oil which would have been obtained by ordinary extraction methods.

NOTE: Subparagraphs (4), (5), and (6), formerly (3), (4) and (5), redesignated Mar. 23, 1944.

(3) "Feeding oils" means oils or blends or admixtures of oils containing not more than 6000 U. S. P. units of Vitamin A per gram, irrespective of the Vitamin D content, used in animal or poultry feeds or feeding. The term shall include only

those oils, blends or admixtures of this description which were manufactured before February 28, 1944, or were manufactured from Vitamin A within the quota for the February 28, to March 31, 1944 period or were subsequently manufactured from Vitamin A specifically allocated for this purpose or available for this purpose under the small order exemption. Any person buying feeding oils for animal or poultry feeds or feeding, or for resale for this purpose, may assume that such oils are not Vitamin A subject to this order.

(4) "Supplier" means any producer, importer, concentrator, or blender, or any person who purchases Vitamin A for resale as such without further processing or admixture, but does not include an exporter.

A supplier who also exports Vitamin A shall treat his export operations as a separate entity from his other operations for the purpose of this order.

(5) "Use" means the incorporation of Vitamin A into pharmaceutical preparations, feeds, foods, feed oils, and the like, and includes blending and concentrating Vitamin A and the packaging of Vitamin A into retail pharmaceutical units. Authorization to use Vitamin A for any purpose carries with it authorization to perform all intermediate operations.

(6) "Unit of measure" is expressed in terms of USP-XII units of Vitamin A determined either on the basis of animal assay or spectrophotometric analysis.

Requirements for February and March 1944

(b) *Restrictions on acceptance of delivery.* During the period from February 28 to March 31, 1944, inclusive, no person shall accept delivery of more than 500,000,000 USP-XII units of Vitamin A in the aggregate from all suppliers, except Vitamin A in transit consigned to him on February 28, 1944, or except as specifically authorized in writing by the War Production Board upon application pursuant to Appendix B.

(c) *Restrictions on delivery.* No supplier shall deliver Vitamin A which he knows or has reason to believe would be accepted in violation of paragraph (b) above.

(d) *Restrictions on use.* During the period from February 28 to March 31, 1944, inclusive, no person shall use more Vitamin A than 12% of the quantity which he used during all of 1943, except as specifically authorized in writing by the War Production Board upon application pursuant to Appendix B. In computing quantities used currently and during the base period, exclude quantities used in fulfillment of U. S. Government contracts or subcontracts.

Requirements Beginning April 1, 1944

(e) *Restrictions on delivery, acceptance of delivery and use.* Beginning April 1, 1944, no supplier shall deliver Vitamin A to any person, no person shall accept delivery of Vitamin A from a supplier, and no person shall use Vitamin A, except as specifically authorized

in writing by the War Production Board upon application pursuant to Appendices B and C.

(f) *User's one-time base period report.* Each person (including a supplier), at or before the time when he files his initial application in accordance with Appendix B for authorization to use or accept delivery of Vitamin A, shall file a one-time report on his past use and inventory in accordance with Appendix A.

(g) *Small order exemption.* Specific authorization is not required for:

(1) Acceptance of delivery and use by any person of 500,000,000 USP-XII units or less of Vitamin A in the aggregate during any calendar month from all suppliers.

(2) Delivery by any supplier to any customer in any calendar month of 500,000,000 USP-XII units or less if the total amount delivered on all such small orders does not exceed the sum of the following:

(i) The amount which he has been specifically authorized, upon application pursuant to Appendix C, to deliver on small orders;

(ii) The amount which he has been specifically authorized, upon application pursuant to Appendix B, to receive or use for the purpose of filling small orders;

(iii) The amount which he himself acquired on small orders and has not used for other purposes;

(iv) The amount which he had on hand on April 1, 1944, if he sells exclusively on small orders.

(h) *Allocated inventory.* Vitamin A allocated for inventory shall not be used or disposed of for any purpose, except as specifically directed by the War Production Board. Material which has not been used for the purpose for which it was allocated shall revert to inventory as if originally allocated to it. Applications for authorization to use Vitamin A allocated for inventory shall be filed pursuant to Appendix B. Pending receipt of Vitamin A allocated for a particular purpose stocks on hand may be used for that purpose, provided that the quantity withdrawn is replaced upon receipt of the allocated Vitamin A.

(i) *Toll arrangements.* In the case of any toll arrangement where Vitamin A is produced, concentrated, blended or otherwise processed or used by another person for the owner of the vitamin A, the owner shall apply for any necessary authorizations and shall be subject to the limitations of this order as if he were performing the operation himself, but deliveries between the owner and the processor under the toll arrangement may be made without restriction.

(j) *Duration of authorization for delivery.* If it is not practicable for a supplier to make all deliveries in the month for which authorized, he may complete them as early as practicable in the next month, but the authorization shall terminate if the purchaser fails to place his order before the end of the authorized delivery month or if the purchaser requires postponement of delivery beyond ten days after the authorized month.

(k) *Duration of authorization for acceptance of delivery.* A purchaser may accept delivery after the authorized month, but shall notify the War Production Board and hold the vitamin A intact subject to direction from the War Production Board, if he knows or has reason to believe that the shipment was made after the authorization for delivery had expired.

(l) *Duration of authorization for use.* Authorization for use shall be valid during the authorized month and the following month. Any unused portion at the end of the period shall not be used for any purpose until further authorized or directed by the War Production Board, upon application for use from inventory pursuant to Appendix B.

(m) *Special directions.* The War Production Board at any time may at its discretion, issue special directions to any person with respect to:

(1) Delivery or acceptance of delivery of vitamin A;

(2) Preparation of applications and reports under Appendices A, B or C, subject to approval of the Bureau of the Budget when required by Federal Reports Act of 1942.

(n) *Notification of customers.* Each supplier is requested to notify his regular customers as soon as possible of the requirements of this order, but failure to receive such notice shall not excuse any person from complying with the terms hereof.

(o) *Miscellaneous provisions—(1) Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable War Production Board regulations, as amended from time to time.

(2) *Limitation Order L-40.* In addition to the restrictions of this order, the use of vitamin A is subject to the provisions of Limitation Order L-40 (§ 3293.6) as amended.

(3) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(4) *Communications to War Production Board.* All reports required to be filed hereunder and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Ref. M-373.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX A—INSTRUCTIONS FOR FILING USERS' ONE-TIME BASE PERIOD AND INVENTORY REPORT

Each person (including a supplier) seeking authorization to use or accept delivery of vitamin A shall file a one-time report on

his stocks and past use of vitamin A on Form WPB-3442 in accordance with the following instructions:

Form WPB-3442. Copies may be obtained at local field offices of the War Production Board.

Time of filing. The report should be filed when application is first made on Form WPB-2945 (formerly PD-600) in accordance with Appendix B for authorization to use or accept delivery of Vitamin A.

Number of copies. Two copies should be prepared, of which one shall be retained by the person reporting and one certified copy shall be filed with the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref. M-373.

Heading. 1—Specify Vitamin A.

2—Specify Million USP-XII Units.

3—Specify M-373.

Fill in other spaces as indicated.

Section I. In column (a) specify primary products as pharmaceuticals, foods, feeds, etc. In column (b) specify grades in terms of potency ranges in accordance with the instructions in Appendix B for column 1. Fill in the headings of columns (c) (d) (e) and (f) as follows:

Column (c)—1942—excluding Gov. orders.

Column (d)—1943—excluding Gov. orders.

Column (e)—1942—Gov. orders only.

Column (f)—1943—Gov. orders only.

Fill in these columns as indicated and leave column (g) blank.

Section II. Specify potency ranges in column (a) as in Section I, Column (b), above. Fill in the headings of columns (b) (c) and (d) as follows, and fill in the columns accordingly:

Column (b)—January 1, 1944.

Column (c)—March 1, 1944.

Column (d)—January 1, 1944.

APPENDIX B—INSTRUCTIONS FOR FILING APPLICATION FOR SPECIFIC INSTRUCTION TO ACCEPT DELIVERY OF AND USE VITAMIN A

Each person seeking authorization to use or accept delivery of vitamin A (more than 500,000,000 USP-XII units per month) shall file application on Form WPB-2945 (formerly PD-600) in the manner prescribed therein, subject to the following instructions:

Form WPB-2945 (formerly PD-600). Copies may be obtained at local field offices of the War Production Board.

Time of filing. Application shall be made in time to insure that copies will reach the supplier and the War Production Board on or before the 15th day of the month preceding the month for which authorization to use or accept delivery is sought.

Number of copies. Prepare five copies, retain one, send one to the supplier and send three copies (original certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref. M-373. Omit supplier's copy if applying only for use from inventory.

Number of sets. Applications for acceptance of delivery shall be made on separate forms for each supplier. A single set of forms may be used for application to accept delivery and use a quantity from a supplier, and to use an additional quantity from inventory.

Exports. Exporters applying simultaneously for an export license and a WPB allocation for export shall send both sets of applications to the Foreign Economic Administration, which will transmit the WPB-2945 forms to the WPB with its recommendation.

Heading. Under the name of chemical, specify vitamin A; under WPB order number, specify M-373; under unit of measure specify "Million USP-XII units." If the application is exclusively for use from inventory specify "From Inventory" in space for supplier's name. Otherwise fill in as indicated.

¹If filing after March, 1944, specify in Column (c) the first day of the next month.

Table I. Specify in the heading, the month and year for which authorization to use or accept delivery is sought.

Column 1. Specify "grade" in terms of potency range, in accordance with the following symbols:

20	1- 20	Thousand USP-XII Units per Gram
40	20- 40	Thousand USP-XII Units per Gram
60	40- 60	Thousand USP-XII Units per Gram
100	60-100	Thousand USP-XII Units per Gram
150	100-150	Thousand USP-XII Units per Gram
200	150-200	Thousand USP-XII Units per Gram
over 200	over 200	Thousand USP-XII Units per Gram

Column 2. Specify separately the quantity in millions USP-XII units sought for each different requirement indicated in columns 3 and 4.

Column 3. Fill in as follows:

Multivitamin tablets, capsules or liquids (specify separately)

Vitamin A and D tablets, capsules or liquids (specify separately)

Vitamin A tablets, capsules or liquids (specify separately)

Ampuls

Margarine

Feed

Feed Concentrates

Other—(specify)

For blending

For concentrating

For inventory (in original form)

For export (in original form)

For resale (in original form)

Column 4. Opposite any product in Column 3 (other than "for blending" or "for concentrating") specify in Column 4 whether the product is for Army, Navy, Lend-Lease, other specified Government agency, or commercial customer, and where practicable specify contract or specification numbers. Opposite "for blending", "for concentrating", "for inventory" or "for resale" in Column 3, write in Column 4, "subject to further authorization", except in the case of suppliers who resell exclusively on small orders, in which case "for small orders of 500,000,000 USP-XII Units or less per person per month" may be specified in Column 4.

Opposite "for export" in Column 3, specify in Column 4, the name of the individual, company, or Governmental agency to whom or for whose account the vitamin A will be exported, the country of destination and governing export license or contract numbers, unless Lend-Lease, in which case merely specify the Lend-Lease contract and requisition number.

Column 10. If the application is partly to accept delivery and use Vitamin A from a supplier and partly to use Vitamin A in inventory, specify in Column 10, "From Inventory" opposite quantities in Column 2, which relate to use from inventory.

Table II. Fill in as indicated. In Column II, specify "grade" in terms of potency range symbols as described in the Column 1 instructions above. In Columns 15 and 16 exclude from stocks, quantities authorized for use on the dates specified.

Table III. Fill in as indicated.

Table IV. Leave blank.

Table V. In Column 23, specify potency ranges in accordance with Column 1 instructions above; in Column 24, specify in the heading "Balance authorized for use _____" (specify first day of current month) and fill in the column accordingly; and in Column 25 specify in the heading "Estimated balance authorized for use _____" (specify first

day of requested allocation month) and fill in the column accordingly.

APPENDIX C—INSTRUCTIONS FOR FILING APPLICATION FOR SPECIFIC AUTHORIZATION TO MAKE DELIVERIES OF VITAMIN A

Each producer or distributor seeking authorization to make delivery of Vitamin A during any month shall file application on Form WPB-2946 (formerly PD-601) in the manner prescribed therein and subject to the following instructions.

WPB-2946 (formerly PD-601). Copies may be obtained at the local field offices of the War Production Board.

Time of filing. Applications shall be filed in time to insure that copies will reach the War Production Board on or before the 20th day of the month preceding the month for which authorizations to make delivery are requested.

Number of copies. Prepare four copies, retain one and send three (original certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref. M-373.

Heading. Under name of chemical, specify vitamin A; leave grade space blank; under WPB Order No., specify M-373; under unit of measure, specify Million USP-XII Units; and otherwise fill in as indicated.

Table I. Fill in as indicated, listing customers alphabetically and including all who have sent in copies of Form WPB-2945 listing the applicant as supplier. In Column 3, specify "grade" in terms of potency range symbols specified below for Table II, Column 8.

Each producer seeking authorization to use his own production of vitamin A shall list his own name as a customer in his supplier's Form WPB-2946 application, and shall file a separate application for use on consumer's Form WPB-2945 in accordance with Appendix C above.

An aggregate amount may be requested for "orders for less than 500,000,000 USP-XII Units per month" without specifying individual customers' names.

Table II. Fill in as indicated. In columns 10 and 13 exclude quantities authorized for use or delivery on the dates specified. Specify "grade" in Column 8 in terms of potency range, using the following symbols.

20	1- 20	Thousand USP-XII Units per Gram
40	20- 40	Thousand USP-XII Units per Gram
60	40- 60	Thousand USP-XII Units per Gram
100	60-100	Thousand USP-XII Units per Gram
150	100-150	Thousand USP-XII Units per Gram
200	150-200	Thousand USP-XII Units per Gram
over 200	over 200	Thousand USP-XII Units per Gram

Note: Forms WPB-2945, 2946 and 3442, and the instructions in Appendices A, B, and C, have been approved by the Bureau of the Budget in accordance with Federal Report Act of 1942.

[F. R. Doc. 44-4128; Filed, March 23, 1944; 11:21 a. m.]

PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-238 as Amended Mar. 23, 1944]

SUN GLASSES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply for defense, for private account and for export of mate-

rials entering into the production of sun glasses and sun glasses cases; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3296.76¹ *General Limitation Order L-238—(a) Definitions.* For the purposes of this order:

(1) "Sun glasses" means spectacles or goggles designed primarily to protect the wearer's eyes from sun-glare and other harmful or discomforting rays of the sun.

(2) "Sun glasses case" means a case or container designed for carrying sun glasses when not being worn.

(3) "Aviation sun glasses" means sun glasses designed for use in aircraft by pilots, observers and other aircraft personnel.

(4) "Thermoplastics" means thermoplastics as defined in General Preference Order M-154.

(b) *Restrictions on the use of metals.* Except as provided in paragraph (c) of this order, no person shall incorporate any metal in the manufacture of sun glasses or any part thereof or sun glass cases or any part thereof.

(c) *Exceptions to paragraph (b).* (1) The provisions of paragraph (b) of this order shall not apply to the manufacture of sun glasses or sun glasses cases which are manufactured:

(i) From parts which were finished and ready for assembly on April 23, 1943, provided that such manufacture is completed on or before May 23, 1943; or

(ii) From metal to the extent permitted by Appendix A, attached to this order.

(2) The provisions of paragraph (b) of this order shall not apply to the manufacture of aviation sun glasses which are manufactured pursuant to a contract or purchase order for delivery to or for the account of (i) the Army or Navy of the United States, or (ii) any agency of the United States Government for delivery to or for the account of the Government of any country pursuant to the Act of March 11, 1941, entitled, "An Act to Promote the Defense of the United States" (Lend-Lease Act), provided that the specifications of such contract or purchase order specify aviation sun glasses which cannot be manufactured within the limitations of paragraph (b) and (c) (1) of this order. Notwithstanding the provisions of Priorities Regulation 17, the foregoing provisions of this paragraph (c) (2) shall not apply to any contract or purchase order for delivery to or for the account of any United States Army or Marine Corps Post Exchange or any United States Navy Ship's Service Department, Aviation sun glasses which are manufactured in accordance with the foregoing provisions of this paragraph (c) (2) shall be sold or delivered only to the Army or Navy of the United States (not including United States Army or Marine Corps Post Exchanges or United States Navy Ship's Service Departments), or the appropriate agency of the United States Government for Lend-Lease purposes.

(d) *Restrictions on the use of thermoplastics in sun glasses.* (1) No person

shall incorporate any thermoplastics in the manufacture of sun glasses except to the extent permitted by Appendix A, attached to this order.

(2) Except as provided in subparagraph (3) of this paragraph (d), during the period beginning May 25, 1943, and ending June 30, 1943, no person shall use more thermoplastics in the manufacture of sun glasses than 90 per cent of the amount he used for such purpose during the corresponding period of 1942, and during each calendar quarter after June 30, 1943, no person shall use more thermoplastics in the manufacture of sun glasses than 90 per cent of the amount he used for such purpose during the corresponding calendar quarter of 1942.

(3) Any quantity of thermoplastics required to fill purchase orders or contracts of the Army or Navy of the United States, or of any agency of the United States Government for Lend-Lease purposes, shall not be charged against the quota permitted by subparagraph (2) of this paragraph (d). Notwithstanding the provisions of Priorities Regulation 17, the foregoing provisions of this subparagraph (3) shall not apply to any contract or purchase order for delivery to or for the account of any United States Army or Marine Corps Post Exchange or any United States Navy Ship's Service Department, with the exception that 25 per cent of the quantity of thermoplastics required to fill contracts or purchase orders for delivery to or for the account of any such Post Exchange or Ship's Service Department shall not be charged against the quota permitted by subparagraph (2) of this paragraph (d).

(e) *Applicability of regulations.* Except as otherwise provided herein, this order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(f) *Violations and false statements.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(g) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(h) *Communications.* All reports to be filed hereunder and communications concerning this order shall, unless otherwise directed, be addressed to the War Production Board, Safety and Technical Equipment Division, Washington 25, D. C., Ref: L-238.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX A

Pursuant to the provisions of paragraph (b) and paragraphs (c) (1) (ii) and (d) (1) of this order, a person may incorporate the following materials in the manufacture of sun glasses to the extent indicated:

- (1) Steel for:
 - (i) Core wire in plastic temples,
 - (ii) Spring clips in slip-over type sun glasses;
 - (iii) Hinges, hinge pins, and rivets; and
 - (iv) Snaps for sun glasses cases,
- (2) Brass for barrel-hinges, hinge pins, rivets, and screws to fill orders bearing preference ratings of AA-5 or higher.
- (3) Copper (strike), zinc, silver, gold and palladium for electroplating.
- (4) Thermoplastics in any part.

[F. R. Doc. 44-4129; Filed, March 23, 1944; 11:21 a. m.]

PART 3302—SERVICE EQUIPMENT

[Limitation Order L-190, as Amended Mar. 23, 1944]

SCALES, BALANCES AND WEIGHTS

The fulfillment of requirements for the defense of the United States has created a shortage in the materials used in the manufacture of scales, balances, and weights for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3302.21 *Limitation Order L-190—(a) Definitions.* For the purpose of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(2) "Scales" means devices used for weighing persons, materials, objects or substances, or for grading, classifying, counting or evaluating materials, objects or substances in terms of weight, or the measuring of forces expressed in terms of weight. The term includes scales, balances, attachments, and weights.

(3) "Weights" means objects of established weight used in connection with the operation of scales and necessary to the operation or testing thereof.

(4) "Scales for household use" includes all scales commonly used for household purposes except dietetic scales graduated in the metric system for personal use by a person whose diet is regulated by a licensed physician and baby weighing or nursery scales.

(5) "New" scales are all scales other than those which have been used, or sold, rented or lent for the purpose of being used; except that scales which have been used solely for demonstration, trial loans or emergency repair loans are "new" scales.

(6) "Emergency repair loan" means the temporary leasing or lending of a scale to replace a similar scale while the latter is being repaired.

(7) "Class One scales" means coin-operated person weighing scales, spring type scales equipped with postal charts and having a retail list price of five dollars or less, and scales for household use, including bathroom scales and kitchen scales.

¹ Formerly Part 3161, § 3161.1.

(8) "Class Two scales" means person weighing scales for clinical use and baby weighing or nursery scales.

(9) "Class Three scales" means mailing and parcel post scales, except spring type scales equipped with postal charts and having a retail list price of \$5.00 or less.

(10) "Class Four scales" means all scales other than those in Class One, Class Two, Class Three, Class Five, Class Six or Class Seven.

(11) "Class Five scales" means egg grading scales, milk scales, cotton beam scales, cotton spring scales, and grain sampling, grading, and testing scales.

(12) "Class Six scales" means dietetic scales, graduated in the metric system, for personal use by a person whose diet is regulated by a licensed physician.

(13) "Class Seven Scales" means cylinder type scales, fan type scales, hanging scales, and even-balance scales of the kinds, sizes and models commonly used in making sales of merchandise direct to ultimate consumers.

(b) *Restrictions on production.* (1) No person shall fabricate parts for new Class One scales or assemble new Class One scales.

(2) During the twelve calendar months commencing April 1, 1943, and during any period of twelve calendar months commencing April 1 of any subsequent year, no person may fabricate or assemble a total number of new Class Two scales in excess of one-fourth of the total number of such scales billed by him to customers during the calendar year of 1941.

(3) During the twelve calendar months commencing April 1, 1943, and during any period of twelve calendar months commencing April 1 of any subsequent year, no person may fabricate or assemble a total number of new Class Three scales in excess of one-fourth of the total number of such scales billed by him to customers during the calendar year of 1941.

(4) No person engaged in the manufacture of scales shall increase his inventory of new scales in Class Four if that inventory following such increase will exceed one-twelfth of the total number of such scales billed by him to customers during the calendar year of 1941.

(5) During the twelve calendar months commencing April 1, 1943, and during any period of twelve calendar months commencing April 1 of any subsequent year, no person may fabricate or assemble a total number of new Class Five scales in excess of the total number of such scales billed by him to customers during the calendar year of 1941.

(6) During the twelve calendar months commencing April 1, 1943, and during any period of twelve calendar months commencing April 1 of any subsequent year, no person may fabricate or assemble a total number of new Class Six scales in excess of the total number of such scales billed by him to customers during the calendar year of 1941.

(7) During the calendar year of 1944, and during each subsequent calendar year, no person may fabricate or as-

semble a total dollar value of new Class Seven scales in excess of two-fifths of the total dollar value of such scales billed by him to customers during the calendar year of 1941.

(c) *Restrictions on transfer.* (1) No person shall sell any new Class Three, Class Four or Class Five scales to fill any order for such scales in an amount of \$50.00 or more, except orders to which the purchaser has applied or extended a preference rating issued on Form WPB-2581 (Form PD-857), or to which the purchaser has applied or extended a rating of A-9 or higher prior to May 13, 1943. Any person placing such an order amounting to \$50.00 or more after May 13, 1943, shall certify, in substantially the following form, that the preference rating applied or extended was issued on Form WPB-2581, (Form PD-857).

The undersigned purchaser represents to the seller and to the War Production Board that the rating of _____ applied or extended to this purchase order was issued on Form WPB-2581 (Form PD-857).

The person receiving this certification shall be entitled to rely on such representation, unless he knows or has reason to believe it to be false.

(2) No person shall rent or lend any new Class Three, Class Four or Class Five scales to fill any order for such scales in any amount, except orders to which the person placing the order has applied or extended a rating issued on Form WPB-2581 (Form PD-857), or to which the purchaser has applied or extended a rating of A-9 or higher prior to May 13, 1943. Any person placing such an order after May 13, 1943, shall certify that the rating was issued on Form WPB-2581 (Form PD-857) in the manner provided in paragraph (c) (1) of this order, and the person receiving the certification shall be entitled to rely thereon unless he knows or has reason to believe it to be false.

(3) No person shall sell any new Class Three scales to fill any order for such scales in an amount over \$5.00 and less than \$50.00, except orders rated A-9 or higher.

(4) No person shall sell any new Class Four or Class Five scales to fill any order for such scales in an amount over \$5.00 and less than \$50.00, placed by a person intending to use such scales on a farm, except orders for which purchase certificates have been issued by a County Farm Rationing Committee, or orders to which a rating of A-9 or higher was applied or extended prior to May 13, 1943.

(5) No person shall sell any new Class Four or Class Five scales to fill any order for such scales in an amount over \$5.00 and less than \$50.00, placed by a person intending to use such scales elsewhere than on a farm, except orders rated A-9 or higher.

(6) No person shall sell a new Class Four or Class Five scale having a retail list price of more than \$5.00 to a person intending to resell it, except to fill orders rated A-9 or higher. Scales having a

retail list price of \$5.00 or less may be sold without ratings to persons buying them in amounts less than \$50.00 for resale.

(7) No person shall sell any new Class Two or Class Six scales to any person acquiring such scales for personal or family use except to fill the prescription of a licensed physician.

(8) The restrictions of paragraphs (c) (1) to (c) (6), inclusive, of this order shall not apply to an emergency repair loan of new scales when no used scales are available for such use, or to the selling, renting or lending of any scales which are sold or delivered as "laboratory equipment" in accordance with the provisions of Limitation Order L-144, as amended.

(d) *Repair and maintenance parts.* (1) No person shall produce any repair or maintenance parts for scales for household use except parts to be used for rebuilding used commercial scales into baby weighing scales.

(2) During the twelve calendar months commencing April 1, 1943, and during any period of twelve calendar months commencing April 1 of any subsequent year, no person shall fabricate a quantity of parts for repair and maintenance of scales which contains, when finished, a total weight of metals greater than 150% of the total weight of metals in the parts (exclusive of those for scales for household use) used or sold by him for repair and maintenance of scales during the calendar year of 1941.

(e) *Restrictions on types, sizes and materials.* (1) So far as any other order of the War Production Board may have the effect of limiting or curtailing the use of any material in any scales or parts thereof to an extent greater than herein provided, the limitations of such order shall be observed.

(2) No manufacturer shall assemble scales equipped with poises, weighbeams, pans, scoops or commodity receivers of copper or copper base alloys. This restriction does not apply to type bars, to scales sensitive to a weight of one centigram or less, or to racks, pinions and rollers for registering poises.

(3) After a period of sixty days following October 10, 1942, no manufacturer may fabricate weights of copper or copper base alloys if such weights are of denominations of 20 grams (metric) or 1/2 ounce (avoirdupois) and over. This restriction does not apply to weights of classes A, B, M, S, and S2 as defined and recognized by the National Bureau of Standards.

(4) The War Production Board may from time to time issue schedules establishing simplified practices with respect to the types, sizes, forms, materials and specifications or other qualifications for scales. After the effective date of any such schedule no scales shall be fabricated, or assembled, except such as conforms to the issued schedule and except as specifically permitted by such schedule.

(f) *Applicability of regulations.* This order and all transactions affected there-

by are subject to all applicable regulations of the War Production Board, as amended from time to time, except that notwithstanding the provisions of Priorities Regulation No. 3, CMP Regulation No. 5, or CMP Regulation No. 5A, persons applying or extending a rating issued on Form WPB-2581 (Form PD-857) for scales shall certify that fact as required by paragraph (c) of this order, in addition to making any certifications required by said regulations.

(g) *Records.* All persons to whom this order applies shall keep, and preserve for not less than two years, accurate and complete records concerning inventories, production and sales.

(h) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(i) *Reports.* (1) Subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942, all persons affected by this order shall execute and file with the War Production Board such reports and answers to questionnaires as the War Production Board shall from time to time request.

(2) Each manufacturer and each distributor of scales must file form WPB-3495 monthly in accordance with the instructions thereon. This reporting requirement has the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(j) *Violations.* Any person who willfully violates any provisions of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(k) *Appeals.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, may appeal to the War Production Board setting forth the pertinent facts and the reasons such person considers that he is entitled to relief. The War Production Board may thereupon take such action as it deems appropriate.

(l) *Communications.* All reports to be filed hereunder, or communications concerning this order should be addressed to: War Production Board, Service Equipment Division, Service Machinery Section, Washington 25, D. C. Ref: L-190.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1: Revoked Feb. 10, 1944.

INTERPRETATION 2: Revoked Feb. 10, 1944.

[F. R. Doc. 44-4130; Filed, March 23, 1944;
11:20 a. m.]

PART 3302—SERVICE EQUIPMENT

[Limitation Order L-190, Schedules, as Amended Mar. 23, 1944]

SCALES, BALANCES AND WEIGHTS

§ 3302.22 *Schedules of Limitation Order L-190.* The following schedules are issued pursuant to the provisions of subparagraph (e) (4) of Limitation Order L-190, as amended.

SCHEDULE I—BABY-WEIGHING SCALES

No baby-weighing or nursery scales shall be fabricated or assembled, except scales which conform to the following specifications:

1. No manufacturer shall manufacture any model of baby-weighing or nursery scales other than the one which, of all models manufactured by him during 1942, contains the least amount of steel by weight per scale, exclusive of the tray.

2. No manufacturer shall manufacture any baby-weighing or nursery scales containing any copper or copper-base alloys.

3. No manufacturer shall equip any baby-weighing or nursery scales with copper or copper-base alloy trays fabricated after April 29, 1943.

SCHEDULE II—RAILWAY TRACK SCALES

"Railway track scales" means scales for weighing railway cars in interchange service, excluding hot ladle scales, bar mill scales, plate scales, charging scales, mine car scales, wheel load scales, tipple scales, and any other scales normally produced for other purposes, even though equipped with rails. After October 24, 1943, no railway track scales shall be fabricated or assembled without specific authorization of the War Production Board in writing, except scales which conform to the following specifications:

(1) No person shall manufacture any railway track scales, except scales designed for weighbridges which are either 42 feet, 50 feet, 60 feet, or 72 feet in length.

(2) No person shall manufacture any railway track scales with rated sectional capacities other than 30, 50, 60, 75, 100, 150 or 200 tons per section.

(3) No person shall manufacture any weighbridges for railway track scales requiring the use of more metal by weight than the American Railway Engineering Association specifications for weighbridges for weighbridges of the lengths permitted in Specification No. 1.

(4) No person shall manufacture a railway track scale having a lever system other than the one which, of all those previously manufactured by him in accordance with American Railway Engineering Association specifications for scales of the same capacity, contains the least weight of material.

(5) No person shall manufacture any railway track scales other than four section scales.

SCHEDULE III—MOTOR TRUCK SCALES

The reason for issuing this schedule is to reduce the quantity of scarce materials consumed in the manufacture of motor truck scales to the lowest practicable amount. The War Production Board does not mean to suggest that scales made under this schedule will be as durable as scales containing larger quantities of materials. After October 24, 1943, no pit type motor truck scales, other than grain dump scales, shall be fabricated or assembled without specific authorization of the War Production Board in writing, except scales which conform to the following specifications:

(1) No person shall manufacture any sizes of scales other than the seven listed in the following table. The lever system and weigh-

bridge adopted for each specified platform size must be the one which contains the least amount of materials by weight for the corresponding lever capacity which the manufacturer has been accustomed to manufacture and rate as specified:

Size number	Platform size	Lever capacity
		Tons
1.....	22 feet by 9 feet.....	15
2.....	24 feet by 10 feet.....	20
3.....	34 feet by 10 feet.....	20
4.....	34 feet by 10 feet.....	30
5.....	40 feet by 10 feet.....	30
6.....	45 feet by 10 feet.....	50
7.....	60 feet by 10 feet.....	50

(2) [Deleted Mar. 23, 1944]

SCHEDULE IV—PORTABLE BEAM SCALES

"Portable beam scales" means only scales which are normally equipped with wheels and which use a weighbeam as the indicating element. After October 24, 1943, no portable beam scales shall be fabricated or assembled without specific authorization of the War Production Board in writing, except scales which conform to the following specifications:

(1) No person shall manufacture more than five models of portable beam scales. The principal specifications of the models permitted are listed in the following table. The capacity specified refers to maximum indicating capacity in pounds avoirdupois, including tare capacity, if provided, and the total value of counterpoise weights, if provided. Maximum and minimum platform dimensions are stated for each model. No manufacturer shall make more than one platform size within the size limits specified. For use with each listed model a manufacturer may make not more than three models of weighbeams—a full capacity weighbeam, a single weighbeam for use with counterpoise weights, and a weighbeam with tare bar for use with counterpoise weights. Each of these three models of weighbeams may be graduated in the avoirdupois system, in the metric system, in a foreign system, or any two systems. If graduated in other than the avoirdupois system, the capacity shall be the nearest practicable equivalent of the avoirdupois capacity specified. Model No. 2 and model No. 3 may be made with or without wheels.

Model No.	Capacity	Platform dimension adjacent to pillar	Other platform dimension
1.....	1,000 lbs.....	16" to 18".....	24" to 27"
2.....	2,000 lbs.....	23" to 25".....	31" to 33"
3.....	2,000 lbs.....	43" to 44".....	33" to 35"
4.....	3,000 lbs.....	23" to 27".....	32" to 35"
5.....	4,000 lbs.....	30" to 32".....	38" to 41"

SCHEDULE V—ROLLING MILL SCALES

"Rolling mill scales" means only beam type rolling mill scales normally equipped with wheels. After October 24, 1943, unless specifically authorized by the War Production Board in writing, no person shall manufacture more than one model of rolling mill scales. This model shall have a capacity of 10,000 pounds avoirdupois, shall be made only with one lever system, and shall be made with one size of main platform. The latter restriction does not apply to super-platforms or racks.

SCHEDULE VI—PORTABLE DIAL SCALES

After October 24, 1943, no portable dial scales normally equipped with wheels shall be fabricated or assembled without specific authorization of the War Production Board

in writing, except scales with platforms measuring 21 inches adjacent to the column by not less than 29 inches or more than 30 inches.

SCHEDULE VII—DIALS

"Dial scales" means only scales having pendulum actuated head mechanisms, but does not include crane scales. After October 24, 1943, no dials for new dial scales shall be fabricated or assembled without specific authorization of the War Production Board in writing except dials which have a reading line with a diameter of either 20 inches, or not more than 15 inches nor less than 14 inches.

SCHEDULE VIII—SELF-CONTAINED FLOOR SCALES

"Self-contained floor scale" means a scale enclosed and supported by its own frame, manufactured as a complete weighing unit, and designed primarily for installation with the platform surface at floor level. Self-contained floor scales include so-called "dormant" scales, and for purposes of this schedule include "fulcrum stand" scales, in which the fulcrum stands are held in fixed position by means of tie-rods. After October 24, 1943, no self-contained floor scales shall be fabricated or assembled without specific authorization of the War Production Board in writing, except scales, with skeleton frame, wood box or fulcrum stand construction.

SCHEDULE IX—BUILT-IN FLOOR SCALES

NOTE: Schedule IX deleted Mar. 23, 1944.

Issued this 23d day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4130; Filed, March 23, 1944;
11:20 a. m.]

Chapter XI—Office of Price Administration

PART 1340—FUEL

[MPR 88,¹ Amdt. 3]

FUEL OIL, GASOLINE, AND LIQUEFIED PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

1. Section 1.1 is amended to read as follows:

SEC. 1.1 *To what products this regulation is applicable.* The provisions of this regulation cover the following products:

Tractor distillates and similar distillate type motor fuels other than gasoline.

Distillate burning, heating or fuel oils, including kerosene, range and stove oils.

Diesel fuels.

Gas oils.

Gas house oils.

Residual fuel oils and blends thereof with distillate fuel oils.

All grades of gasoline, including natural gasoline and blending naphthas, except 80 Octane ASTM All-Purpose gasoline when sold to the United States Government or any agency thereof and aviation gasoline of 87 Octane rating or higher.

Any other fraction of crude petroleum which is a source of or is used to produce any of the foregoing commodities, except special hydrocarbon fractions when sold for use in the manufacture of either synthetic rubber or aviation gasoline of 87 Octane rating or higher.

Liquefied petroleum gas except when sold for use in the manufacture of synthetic rubber and aviation gasoline.

2. Section 1.3 is amended to read as follows:

SEC. 1.3 *Products and transactions exempted from the General Maximum Price Regulation.* Any products or transactions stated in sections 1.1 or 1.2 to be excepted from the coverage of this regulation (not including, however, those transactions described in section 1.2 (a) (1) are also exempt from the provisions of the General Maximum Price Regulation.

3. Section 1.5 is amended to read as follows:

SEC. 1.5 *Imports.* Maximum prices in this regulation shall apply even though the product involved originated outside of the area covered by the regulation and was imported into such area.

4. Section 5.2 (d) is amended to read as follows:

(d) *In the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, North Carolina, South Carolina, and in the District of Columbia; maximum prices of Nos. 2, 3 and 4 fuel oil.* Within the above states and in the District of Columbia, any seller's maximum per gallon tank wagon price for Nos. 2, 3 and 4 distillate fuel oils at a particular point shall be his maximum per gallon tank wagon price as determined under section 5.2 (c) of this regulation for single lot deliveries of 150 gallons or more of the product of the same grade at the same point.

5. Section 6.1 (a) (1) (ii) is amended to read as follows:

(ii) Any other participating bidder's maximum price, if not established under Articles II, III or IV, for the sale of the same product to the particular buyer.

6. Section 6.3 (a) (3) is added to read as follows:

(3) *In the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, North Carolina, South Carolina, and in the District of Columbia; on deliveries of less than 100 gallons of Nos. 2, 3 and 4 fuel oil.* In the above States and the District of Columbia the sum of .5¢ per gallon, when delivery is made into single lots of less than 100 gallons, may be added to a maximum price determined under Article V for tank wagon deliveries of Nos. 2, 3 and 4 distillate fuel oils.

7. Section 6.5 (a) (2) is amended to read as follows:

(2) *In the States of Florida (east of the Apalachicola River) and Georgia at*

all selling levels. In the States of Florida (east of the Apalachicola River) and Georgia the sum of .9¢ may be added to a maximum price under Article V for deliveries of gasoline.

8. Section 6.5 (c) is added to read as follows:

(c) *In the States of Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin; on sales to certain tank wagon sellers.* Under the circumstances set forth in subparagraphs (1) and (2) below, on deliveries of gasoline in the above states by a supplier to a tank wagon seller whose maximum price has been increased by the provisions of section 7.4, there may be added to the supplier's maximum price, as determined under section 5.2 for a particular grade at a particular delivery point, a sum computed pursuant to the provisions of subparagraphs (1) or (2) below:

(1) If there was a contract in effect on October 1, 1941, between the supplier and such tank wagon seller, and such contract provided for varying the price of the supplier to such tank wagon seller on the basis of the tank wagon price at the particular delivery point and if such tank wagon seller's maximum price is increased but not to the normal price of the reference seller as posted on October 1, 1941, then the supplier's maximum delivered price shall be increased only when the tank wagon seller's margin would be in excess of that called for in the contract had the tank wagon seller's price been increased to normal and the extent of such increase to the supplier's maximum price shall be the amount of such excess.

(2) If there was a contract in effect on October 1, 1941, as described in (1) above and if such tank wagon seller's maximum price is increased at any point to the normal price of the reference seller as posted on October 1, 1941, then the supplier's maximum price shall be altered in accordance with the provisions of such contract.

This amendment shall be effective as of February 19, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4110; Filed, March 22, 1944;
5:05 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 25,¹
Amdt. 22]

MANITOWOC, WIS.

Item 253 in § 1388.1201 of Designation and Rent Declaration 25 is amended to read as follows:

¹ 7 F.R. 3195, 3892, 4179, 5812, 6389, 7245, 8356, 8507, 9954, 10081; 8 F.R. 121, 1228, 4779, 5738, 9021, 10738, 12094, 13919, 14763, 15581, 16208, 17297; 9 F.R. 971.

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 3718.

This amendment shall become effective April 1, 1944. This amendment shall not release or extinguish any penalty, duty or liability incurred under the Rent Regulation for Housing.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4185; Filed, March 23, 1944; 11:50 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Rent. Reg. for Hotels and Rooming Houses; Amdt. 16]

HILLSDALE, MICH., ETC.

Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Item 314 (Eagle Pass) is revoked to add this area to the Del Rio Defense-Rental Area.
2. Items 150a (Hillsdale), 354a (Yakima), and 356a (Martinsburg), are added and items 312 (Del Rio) and 363 (Manitowoc) are amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for hotels and rooming houses.	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(150a) Hillsdale..... (312) Del Rio.....	Michigan..... Texas.....	Hillsdale, Kinney, Uvalde, and Val Verde.	Jan. 1, 1943 Mar. 1, 1942	Apr. 1, 1944 May 1, 1943	May 15, 1944 June 15, 1943
(354a) Yakima.....	Texas..... Washington.....	Maverick..... In the County of Benton, the precincts of Benton City, Carley, Columbia, East Prosser, Expansion, Hanford, Highlands, Horn Rapids, Hoyer, Kiona, North Prosser, Paterson, Prosser, Rattlesnake, Riverside, Walnut Grove, Wellington, West Prosser, and White Bluffs, and the County of Yakima.	Mar. 1, 1942 Mar. 1, 1942	Oct. 1, 1942 Apr. 1, 1944	Nov. 15, 1942 May 15, 1944
(356a) Martinsburg..... (363) Manitowoc.....	West Virginia..... Wisconsin..... Wisconsin.....	Berkeley..... Manitowoc..... That portion of the City of Kiel in the County of Calumet.	Mar. 1, 1943 Mar. 1, 1942 Mar. 1, 1942	Apr. 1, 1944 Sept. 1, 1942 Apr. 1, 1944	May 15, 1944 Oct. 15, 1942 May 15, 1944

This amendment shall become effective April 1, 1944. This amendment shall not release or extinguish any penalty, duty or liability incurred under the Rent Regulation for Hotels and Rooming Houses.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4186; Filed, March 23, 1944; 11:50 a. m.]

* 8 F. R. 14676, 14814, 15581, 16032, 16207, 16427, 16893, 17297; 9 F. R. 206, 847, 2165, 2280.

(233) Manitowoc.	Wisconsin.....	County of Manitowoc and that portion of the City of Kiel in the County of Calumet.
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This amendment shall become effective April 1, 1944.

(56 Stat. 23, 765)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4187; Filed, March 23, 1944; 11:50 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 27; Amdt. 6]

EAGLE PASS, TEXAS

Item 21 (Eagle Pass) in § 1388.1301 of Designation and Rent Declaration 27 is hereby revoked to include this area in the Del Rio Defense-Rental Area.

This amendment shall become effective April 1, 1944.

(56 Stat. 23, 765)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4140; Filed, March 23, 1944; 11:50 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Rent. Reg. for Housing; Amdt. 19]

HILLSDALE, MICH., ETC.

Schedule A of the Rent Regulation for Housing is amended in the following respects:

1. Item 314 (Eagle Pass) is revoked to add this area to the Del Rio Defense-Rental Area.
2. Items 150a (Hillsdale), 354a (Yakima), and 356a (Martinsburg) are added, and items 312 (Del Rio) and 363 (Manitowoc) are amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for housing.	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(150a) Hillsdale..... (312) Del Rio.....	Michigan..... Texas.....	Hillsdale, Kinney, Uvalde, and Val Verde.	Jan. 1, 1943 Mar. 1, 1942	Apr. 1, 1944 May 1, 1943	May 15, 1944 June 15, 1943
(354a) Yakima.....	Texas..... Washington.....	Maverick..... In the County of Benton, the precincts of Benton City, Carley, Columbia, East Prosser, Expansion, Hanford, Highlands, Horn Rapids, Hoyer, Kiona, North Prosser, Paterson, Prosser, Rattlesnake, Riverside, Walnut Grove, Wellington, West Prosser, and White Bluffs, and the County of Yakima.	Mar. 1, 1942 Mar. 1, 1942	Oct. 1, 1942 Apr. 1, 1944	Nov. 15, 1942 May 15, 1944
(356a) Martinsburg..... (363) Manitowoc.....	West Virginia..... Wisconsin..... Wisconsin.....	Berkeley..... Manitowoc..... That portion of the City of Kiel in the County of Calumet.	Mar. 1, 1943 Mar. 1, 1942 Mar. 1, 1942	Apr. 1, 1944 Sept. 1, 1942 Apr. 1, 1944	May 15, 1944 Oct. 15, 1942 May 15, 1944

* 7 F. R. 4232, 8 F. R. 1228, 1748, 9021, 10764, 14687.

* 8 F. R. 14663, 14815, 15585, 16032, 16208, 16427, 17297, 9 F. R. 206, 972, 2176, 2289.

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 31,²
Amdt. 16]

MICHIGAN, ETC.

Items 18, 42, 43, 44, and 59 are amended and items 81 and 82 are added to § 1388.1201 of Designation and Rent Declaration 31 to read as follows:

(18) Michigan.	Michigan...	That portion of the State of Michigan not heretofore designated by the Price Administrator as part of any defense-rental area, except the county of Hillsdale.
(42) Washington.	Washington.	That portion of the State of Washington not heretofore designated by the Price Administrator as part of any defense-rental area, except that portion of Grant County lying between the south line of Township 23 North and the north line of Township 16 North, and in the County of Benton the Precincts of Finley, South Kennewick, Kennewick Valley, Kennewick, Kennewick Gardens, Richland, Benton City, Carley, Columbia, East Prosser, Expansion, Hanford, Highlands, Horn Rapids, Hover, Kiona, North Prosser, Paterson, Prosser, Rattlesnake, Riverside, Walnut Grove, Wellington, West Prosser, and White Bluffs.
(43) West Virginia.	West Virginia.	That portion of the State of West Virginia not heretofore designated by the Price Administrator as part of any defense-rental area, except the County of Berkeley and the Magisterial District of Pocatalico in the County of Putnam.
(44) Wisconsin.	Wisconsin...	That portion of the State of Wisconsin not heretofore designated by the Price Administrator as part of any defense-rental area, except the County of LaCrosse, that portion of the City of Waupun in the County of Dodge, and that portion of the City of Kiel in the County of Calumet.
(59) Del Rio.	Texas.....	Counties of Kinney, Maverick, Uvalde, and Val Verde.
(81) Hillsdale.	Michigan...	County of Hillsdale.
(82) Martinsburg.	West Virginia.	County of Berkeley.

This amendment shall become effective April 1, 1944.

(56 Stat. 23, 765)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4138; Filed, March 23, 1944;
11:50 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 26,²
Amdt. 3]

YAKIMA, WASH.

Item 17 in § 1388.1251 of Designation and Rent Declaration 26 is amended to read as follows:

¹ 7 F.R. 7942; 8 F.R. 122, 1229, 1749, 4779, 5738, 5739, 10739, 12099, 12624, 13920, 14112, 14687, 15581, 16209; 9 F.R. 972.

² 7 F.R. 3941; 8 F.R. 5738, 10739.

(17) Yakima... Washington. In the County of Benton, the Precincts of Benton City, Carley, Columbia, East Prosser, Expansion, Hanford, Highlands, Horn Rapids, Hover, Kiona, North Prosser, Paterson, Prosser, Rattlesnake, Riverside, Walnut Grove, Wellington, West Prosser, and White Bluffs, and the County of Yakima.

This amendment shall become effective April 1, 1944.

(56 Stat. 23, 765)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4139; Filed, March 23, 1944;
11:49 a. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C,² Amdt. 114]

MILEAGE RATIONING: GASOLINE REGULATIONS

A rationale accompanying this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Ration Order 5C is amended in the following respects:

1. In § 1394.7952 (a) the expression "Form OPA R-544 Revised, bearing the revision date, 4-15-43, or a later date" is substituted for the expression "Form OPA R-544 Revised," in the first sentence.

2. In § 1394.7952 (b) the expression "Form OPA R-544 Revised, bearing the revision date, 4-15-43, or a later date" is substituted for the expression "Form OPA R-544 Revised" in the second sentence.

3. Section 1394.8112 (a) is amended to read as follows:

(a) Any consumer who has in his possession or control any Class E and R coupons, issued on Forms OPA R-530, R-530A, R-531 and R-531A, or Class T coupons issued on Form OPA R-532C, or Class B and B-1 coupons issued on Forms OPA R-527B and R-527C, or Class C and C-1 coupons issued on Forms OPA R-528B and R-528C, which were issued to him as a ration and which have an expiration date or an earliest renewal date after March 31, 1944, may surrender such coupons to the Board having jurisdiction to renew such ration. If such a ration is surrendered before it has expired and before its earliest renewal date, the Board shall issue to the consumer, in exchange for such coupons, valid ration evidences of any appropriate class having the same expiration date or earliest renewal date as the ration surrendered and having a gallonage value to be determined as follows:

4. Section 1394.8153 (a) (8) is added to read as follows:

(8) On and after April 1, 1944, no transfer may be made in exchange for the following coupons:

*Copies may be obtained from the Office Price Administration.

¹ 8 F.R. 15937.

(i) Class T coupons issued on Form OPA R-532C.

(ii) Class B and B-1 coupons issued on Forms OPA R-527B and R-527C.

(iii) Class C and C-1 coupons issued on Forms OPA R-528B and R-528C.

5. Section 1394.8153 (b) (5) is added to read as follows:

(5) On and after April 1, 1944, no transfer may be made in exchange for Class E and R coupons issued on Forms OPA R-530, R-530A, R-531 and R-531A.

6. Section 1394.8154 (a) is amended to read as follows:

(a) Transfer may be made in exchange for an Acknowledgment of Delivery on Form OPA R-544 Revised, bearing the revision date, 4-15-43, or a later date, or in exchange for an emergency acknowledgment issued in lieu thereof, in accordance with the provisions of § 1394.7952.

7. Section 1394.8154 (b) is amended to read as follows:

(b) On and after April 21, 1944, an Acknowledgment of Delivery on Form OPA R-544, bearing a revision date earlier than 4-15-43, shall be invalid for any purpose.

8. Section 1394.8206 (a) (14) is added to read as follows:

(14) After April 20, 1944, any of the following coupons or evidences:

(i) Class E and R coupons, issued on Forms OPA R-530, R-530A, R-531 and R-531A.

(ii) Class T coupons issued on Form OPA R-532C.

(iii) Class B and B-1 coupons issued on Forms OPA R-527B and R-527C.

(iv) Class C and C-1 coupons issued on Forms OPA R-528B and R-528C.

(v) Acknowledgments of Delivery issued on Form OPA R-544, bearing the revision date, 9-30-42.

9. Section 1394.8215 (h) is added to read as follows:

(h) (1) Immediately upon the close of business on March 31, 1944, each dealer who has in his possession or control Class E and R coupons issued on Forms OPA R-530, R-530A, R-531, R-531A, or Class E and R coupons which were validly received after July 11, 1943 and before March 15, 1944, for transfers of gasoline made on the consumer's premises which do not bear the notations required by § 1394.8004 (e), or Class T coupons issued on Form OPA R-532C, or Class B and B-1 coupons issued on Forms OPA R-527B and R-527C, or Class C and C-1 coupons issued on Forms OPA R-528B and R-528C, shall attach such coupons to separate gummed sheets (Form OPA R-120). He shall summarize such coupons on a summary form (Form OPA R-541) on which no other coupons are listed. On or before April 10, 1944, each such dealer shall surrender such coupons and summaries either to a distributor in exchange for a transfer of gasoline, or to a Board having jurisdiction over the area in which his place of business is located, in exchange for inventory coupons equal in gallonage value to the coupons so surrendered.

(2) On or before April 10, 1944, each dealer who has in his possession or control acknowledgments of delivery issued on Form OPA R-544 bearing the revision date 9-30-42, shall surrender such acknowledgments to a distributor in exchange for a transfer of gasoline, or to a Board having jurisdiction over the area in which his place of business is located, in exchange for inventory coupons equal in gallonage value to the acknowledgments so surrendered. Before making such surrender, each dealer shall attach such acknowledgments to a summary form (Form OPA R-541) on which he shall summarize the number of such acknowledgments and the number of gallons sold.

(3) After April 10, 1944, no distributor shall accept from any dealer or distributor any Class E and R coupons issued on Forms OPA R-530, R-530A, R-531, and R-531A, or Class E and R coupons which were validly received after July 11, 1943, and before March 15, 1944, for transfers of gasoline made on the consumers premises which do not bear the notations required by § 1394.8004 (e), or Class T coupons issued on Form OPA R-532C or Class B and B-1 coupons issued on Forms OPA R-527B and R-527C, or Class C and C-1 coupons issued on Forms OPA R-528B and R-528C, or acknowledgments of delivery bearing the revision date, 9-30-42, nor shall any distributor make any transfers of gasoline in exchange for such evidences. On or before April 20, 1944, each distributor shall deposit in appropriate ration bank accounts maintained by him any such evidences received by him in exchange for a lawful transfer of gasoline on or before April 10, 1944.

This amendment shall become effective March 31, 1944.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; WPB Dir. No. 1, Supp. Dir. No. 1Q, 7 F.R. 562, 9121, E.O. 9125; 7 F.R. 2719)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4144; Filed, March 23, 1944;
11:55 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [MPR 373, Amdt. 44]

FRUITS AND VEGETABLES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

*Copies may be obtained from the Office of Price Administration.

18 F.R. 5388, 6359, 6849, 7200, 7457, 8054, 8550, 10270, 10666, 10984, 11247, 11437, 11849, 12299, 12703, 13023, 13342, 13500, 14139, 14305, 14688, 15253, 15369, 15851, 15852, 16866, 16997, 17201; 9 F.R. 173, 393.

Maximum Price Regulation 373 is amended in the following respects:

1. The table following section 21 (c) (1) is amended by deleting the item "cabbage" and by changing the wholesale maximum price of onions, dry, all colors from "\$3.65 per 50 lb. bag" to "\$3.40 per 50 lb. bag."

2. The table following section 21 (d) (1) is amended by deleting the items "Pears: Danjaus" and "Pears: Winter Nells" and by changing the prices of "Oranges" to read as follows:

	Wholesale maximum price	Retail maximum price
Oranges:	Per box	Per doz.
100's.....	\$6.00	\$0.96
126's.....	6.00	.76
150's.....	6.00	.64
176's.....	6.00	.55
200's.....	6.00	.48
220's.....	6.00	.39
252's.....	6.00	.34
288's.....	6.00	.28
344's.....	6.00	.24
392's.....	6.00	

3. Section 21 (e) (5) is amended by adding a new item to read as follows:

Item	Grade	Maximum price at wholesale (per pound)	Maximum price at retail (per pound)
Cauliflower, trimmed...	C2...	\$0.18	\$0.25

4. Section 45 is hereby deleted.

This amendment shall become effective as follows:

(a) As to section 21 (c) (1) and (d) (1) as of March 4, 1944.

(b) As to section 21 (e) (5) as of February 18, 1944.

(c) As to section 45 as of February 28, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4145; Filed, March 23, 1944;
11:49 a. m.]

PART 1429—POULTRY AND EGGS

[RMPP 269, Amdt. 26]

POULTRY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1429.14 (f) is added to read as follows:

(f) *Regional establishment of local maximum base prices for special forms of processed poultry.* (1) Each Regional Administrator of the Office of Price Administration is authorized to establish a

* 7 F.R. 10708, 10884, 11118; 8 F.R. 567, 856, 878, 2289, 3316, 3419, 3792, 6786, 9299, 10940, 11691, 13302, 13303, 13813, 14016, 14845, 15258, 15190, 16793.

maximum base price for any special form of processed poultry prepared in a manner separate and distinct from any of the following forms—dressed, Kosher-killed, Kosher-dressed and plucked, drawn, and frozen-eviscerated—where it appears that:

(i) Such special form of processed poultry has customarily been marketed in any locality in his region in substantial quantities for a period of twelve months prior to December 18, 1942; and

(ii) Such special form of processed poultry is prepared to meet the racial, religious, or traditional eating habits of the populace in that locality where it is marketed; and

(iii) By reason of marked preference of a substantial segment of the local consuming public, no other form of processed poultry can adequately be substituted for such special form; and

(iv) Those persons who have customarily prepared and marketed such special form of processed poultry will sustain undue hardship unless a maximum base price is established for such special form of processed poultry.

(2) The powers delegated to each Regional Administrator of the Office of Price Administration in subparagraph (1) immediately above, are subject to the following limitations:

(i) Any action taken by the Regional Administrator shall restrict the applicability of the maximum base price adopted for any special form of processed poultry to those persons who engaged, as a usual practice during the December 1, 1941, to December 1, 1942, period, in processing and selling poultry in the special form designated by the Regional Administrator.

(ii) No Regional Administrator may take any action which will create or tend to create a poultry shortage or need for increase in poultry prices in another locality, and which will nullify or defeat the purposes of the Emergency Price Control Act of 1942, as amended.

(iii) No Regional Administrator may establish a maximum base price for any special form of processed poultry which will exceed the actual cost involved in the processing and marketing of such form of poultry plus a generally fair and equitable margin of profit.

(iv) No Regional Administrator may establish a maximum base price for any special form of processed poultry which is so far out of relationship with the maximum base prices already established in this regulation for dressed, Kosher-killed, Kosher-dressed and plucked, drawn, and frozen-eviscerated poultry, as to disrupt or tend to disrupt the normal movement of such processed poultry in his region or in any other region in the United States of America.

(v) No maximum base price for any special form of processed poultry may be established by any Regional Administrator unless such proposed maximum base price has first been submitted in writing to the Price Executive of the Poultry, Eggs and Dairy Products Branch of the Food Price Division of the Office of Price Administration, and to the Division Counsel for Food of the Office of

Price Administration, and has been approved in writing by such Price Executive and by such Division Counsel.

This amendment shall become effective March 29, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4146; Filed, March 23, 1944;
11:49 a. m.]

PART 1432—RATIONING OF CONSUMERS'
DURABLE GOODS

[RO 9A, Amdt. 7]

STOVES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Ration Order 9A is amended in the following respects:

1. Section 2.6 is amended to read as follows:

SEC. 2.6 *Application for a certificate—*
(a) *How application is made.* A consumer may apply for a certificate on OPA Form R-900. The application must be made by the consumer himself or by someone acting for him, and may be made in person or by mail. Separate applications must be made for each type of stove for which a certificate is sought.

(b) *Where application is made.* Application for a certificate shall be made to the "board" serving the area where the stove is to be used. However, if the stove is to be used in a vehicle or boat, the application shall be made to the board serving the area where the vehicle or boat is customarily garaged, stationed or kept, or if the applicant shows good cause for not applying to that board, to the board serving the area where the vehicle or boat is located at the time of application.

2. Section 3.1 (c) (1) is amended to read as follows:

(1) An agency of the United States.

3. Section 6.3 (a) (1) is amended by adding after the period at the end of the subparagraph the sentence: "However, if the offer is made by a consumer to another consumer, the certificate need be given up only at the time the stove is transferred".

4. Section 6.3 (a) (2) is amended to read as follows:

(2) Beginning September 1, 1943, a dealer, distributor or manufacturer must give up a certificate to the transferor of a stove at the time the offer is made or the order is placed for that stove, and the transferor may not accept the offer or order unless it is accompanied by a cer-

tificate. However, in the following cases the certificate need be given up only at the time the stove is transferred:

(i) A purchase or acquisition of a stove from an agency of the United States (section 6.7).

(ii) A purchase or acquisition of a stove from a person who acquired it under a WPB priority (section 6.8).

(iii) A purchase or acquisition of a stove from a dealer, distributor or manufacturer in connection with the closing of his establishment (section 9.4).

5. Section 6.7 is amended to read as follows:

SEC. 6.7 *Agencies of the United States may transfer stoves to persons other than an agency in exchange for certificates.*

(a) Any agency of the United States may sell or otherwise transfer stoves only if the transferee gives up to the agency certificates for the type of stoves transferred at the time the stove is transferred. The agency shall, within 30 days after the sale or transfer, submit to the OPA District Office for the area in which the agency's local office making the sale or transfer is located, the certificates obtained for the stoves so sold or transferred, and if the transferee is a dealer or distributor, a report on its official letterhead showing the number, by ration type, of the stoves transferred, the date of the transfer, and the name and address of the transferee. (Transfers to another agency of the United States are included in section 7.11).

(b) *A dealer or distributor may borrow certificates from his Board.* A dealer or distributor who has a contract with an agency of the United States to acquire stoves from it may apply to the Board with which his establishment is registered for certificates for the purpose of acquiring those stoves. If the Board is satisfied that the applicant has such a contract and that he does not owe certificates to a supplier for stoves of any type shipped on certificate credit (under section 6.3 (b)), or for excess inventory of stoves of the type contracted for, it will issue him the certificates for the number of stoves of the type requested, not to exceed, however, the number he has contracted to buy from the agency.

(c) *Payment of loan.* A dealer or distributor who receives certificates from the Board under paragraph (b) must use them for the purpose for which they were obtained or return them to the Board within 20 days of their issuance. If he gives up the certificates to the agency, he must surrender to the Board the certificates he receives from the transfer of the stoves so acquired as the certificates are received. If he has not sold or otherwise transferred all those stoves within 6 months from the date he acquired them, he must thereafter surrender to the Board certificates for the number and types of the remaining stoves as certificates are received by him from the sale out of stock of any stoves of those types; until he has done so, he may not use any certificate for the purpose of acquiring that type of stove for inventory.

6. Section 6.8 is added to read as follows:

SEC. 6.8 *Transfers of stoves acquired under WPB priority orders.* A person specified in section 1.3 (c) (other than an exempt agency or other agency of the United States), who acquired a stove under a priority order of the War Production Board for a purpose specified in that section may, upon receiving the approval of the OPA District Director for the area in which he is located, transfer that stove to a consumer, dealer, distributor or manufacturer. The transfer may be made only if the transferee gives up to the transferor a certificate for the type of stove transferred at the time the stove is transferred. The transferor must surrender the certificate to the District Director by the date specified by the District Director.

7. Section 7.11 is amended to read as follows:

SEC. 7.11 *Acquisition of stoves for transfer by agencies of the United States—*(a) *No certificates required.* No certificates need be surrendered in exchange for stoves acquired, for transfer, by an agency of the United States. However, if the transferor is a dealer or distributor the agency must, within 7 days after such acquisition, submit to the OPA District Office for the area in which the agency's local office is located a report on its official letterhead showing the number, by ration type, of the stoves acquired, the date of acquisition and the name and address of the transferor. (The submission of a report is not required if the transfer is made under a priority order).

(b) *Accounting for stoves transferred.* The report will be forwarded through the appropriate District Office to the Board for the area in which the transferor's establishment is located. If the transferor is not closing his establishment pursuant to Section 9.4, the Board will issue certificates to the transferor for the number and type of stoves transferred to the agency, after deducting the certificates, if any, owed it by the transferor because of excess inventory of stoves of that type, or owed it for any other reason. If the transferor is closing his establishment, the report shall be used to account for the stoves transferred by him to the agency.

This amendment shall become effective on March 28, 1944.

NOTE: All reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the provisions of the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; W.P.B. Directive 1, 7 F.R. 562, and Supp. Dir. 1-S, 8 F.R. 6018)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4147; Filed, March 23, 1944;
11:48 a. m.]

*Copies may be obtained from the Office of Price Administration.

18 F.R. 11564, 12749, 13060, 14049, 15254; 8 F.R. 92, 348, 908.

PART 1499—COMMODITIES AND SERVICES

[Order 52 Under GMPR, Amdt. 1]

PFEIFFER BREWING CO.

An opinion in support of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 52 under § 1499.18 (b) of the General Maximum Price Regulation is amended in the following respects:

1. Section 1499.852 (a) is amended to read as follows:

(a) On and after March 24, 1944, the maximum price of Pfeiffer Brewing Company, 3740 Bellevue Avenue, Detroit, Michigan for 32-ounce bottles of beer manufactured by it shall be an amount determined in accordance with § 1420.66 (f) (1) or § 1420.66 (f) (2) of Maximum Price Regulation No. 259, as amended. If such maximum price is determined under § 1420.66 (f) (1) of that regulation, then for purposes of such determination the provisions of this order, prior to amendment, shall not be deemed an "order heretofore issued by the Office of Price Administration." Within 10 days after March 23, 1944, Pfeiffer Brewing Company shall elect which of said subparagraphs of § 1420.66 (f) it desires to use under this order, and shall give written notice to the Office of Price Administration, Washington, D. C., stating the subparagraph it has elected to use. Such election shall be final.

On and after March 24, 1944, the maximum price of any wholesaler for 32-ounce bottles of beer manufactured by Pfeiffer Brewing Company shall be an amount determined in accordance with § 1420.66 (a) of Maximum Price Regulation No. 259, as amended.

On and after March 24, 1944, the maximum price of any retailer for 32-ounce bottles of beer manufactured by Pfeiffer Brewing Company shall be an amount determined in accordance with § 1420.66 (b) of Maximum Price Regulation No. 259, as amended.

All sellers shall maintain their customary discounts, allowances and price differentials applicable to their sales of 32 ounce bottles of beer manufactured by Pfeiffer Brewing Company, unless a change therein results in the same or a lower price.

2. Section 1499.852 (b) is amended to read as follows:

(b) At or before its first delivery of any 32-ounce bottles of beer to a purchaser at a maximum price provided in paragraph (a) of this section, Pfeiffer Brewing Company and every wholesaler shall notify the purchaser in writing of the maximum price for such beer. Such notice shall contain the following statement:

Maximum prices heretofore established for sales of 32-ounce bottles of beer manufactured by Pfeiffer Brewing Company have been changed by order of the Office of Price Administration. Your ceiling prices for all sales thereof are those stated below. All wholesalers receiving this notice are required to give similar notice to each purchaser, at or before their first delivery of any 32-ounce bottles of such beer to the purchaser.

The form and contents of such notice shall otherwise comply with § 1420.63 of

Maximum Price Regulation No. 259, as amended.

This amendment shall become effective March 24, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4148; Filed, March 23, 1944;
11:53 a. m.]

Notices

FEDERAL POWER COMMISSION.

[Docket No. G-518]

KENTUCKY NATURAL GAS CORP.

ORDER FIXING DATE OF HEARING

MARCH 21, 1944.

Upon consideration of the application filed January 1, 1944, by the Kentucky Natural Gas Corporation for authority under section 7 (b) of the Natural Gas Act to abandon its service of natural gas to the Village of Flat Rock, Illinois; and

It appearing to the Commission that:
(a) The Village of Flat Rock entered into a contract with the Kentucky Natural Gas Corporation on July 25, 1942, for the purchase of natural gas;

(b) The application alleges that the village has failed to make payments for gas delivered to it in accordance with such contract;

(c) The village filed a protest in opposition to the granting of the application on January 24, 1944;

The Commission orders that:

(A) A public hearing in this proceeding be held commencing on April 12, 1944, at 9:45 a. m. (c. w. t.) in Room 216, United States Post Office and Court House Building, Terre Haute, Indiana, respecting the matters involved and the issues presented in this proceeding;

(B) Interested State commissions may participate in the hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-4113; Filed, March 23, 1944;
10:31 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 178, Amended Special Permit 68]

LOADING OF OLIVE OIL IN CALIFORNIA

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph (§ 95.328, 9 F.R. 542) of Service Order No. 178 of January 11, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 178 insofar as it applies to the loading

of refrigerator cars with olive oil, in glass containers, at points in California and the movement of refrigerator cars so loaded from California origins to destinations in the United States and Canada.

This permit shall become effective at 12:01 a. m., March 21, 1944, and shall expire at 12:01 a. m., April 15, 1944.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of March 1944.

HOMER C. KING,
Director.
Bureau of Service.

[F. R. Doc. 44-4134; Filed, March 23, 1944;
11:45 a. m.]

SELECTIVE SERVICE SYSTEM.

[Camp Order 134]

BELDEN PROJECT, CALIF.

ESTABLISHMENT FOR CONSCIENTIOUS
OBJECTORS

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby order:

1. That the Belden Project is designated as work of national importance and shall be known as Civilian Public Service Camp No. 134. Said camp, located at Belden, Plumas County, California, will be the base of operations for forestry in the State of California, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and non-combatant military service and have been placed in Class IV-E, may be assigned to said camp in lieu of their induction for military service.

2. That the work to be undertaken by the men assigned to said Belden Project will consist of fire suppression, stand improvement, plantation release, hazard reduction, boundary posting, range erosion control, brush and snag disposal, timber cruising, resource improvement investigations, surveys, and action plan preparation, and shall be under the technical direction of the Forest Service of the Department of Agriculture insofar as concerns the planning and direction of the work program. The camp, insofar as camp management is concerned, will be under the direction of approved representatives of the National Service Board for Religious Objectors. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder. Administrative and directive control shall be under the Office

of the Assistant Director of Selective Service in charge of Camp Operations.

LEWIS B. HERSHEY,
Director.

MARCH 21, 1944.

[F. R. Doc. 44-4101; Filed, March 22, 1944;
4:09 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3173]

RAFFAELA NUNZIATO

In re: Interests in real property and property insurance policies, and a claim, owned by Raffaella Nunziato.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Raffaella Nunziato, also known as Raffaella Di Mauro, is Ustica, Province of Palermo, Italy, and that she is a resident of Italy and a national of a designated enemy country (Italy);

2. That Raffaella Nunziato, also known as Raffaella Di Mauro, is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:
a. The undivided one-tenth interests, identified as the interests which were distributed to Raffaella Nunziato by virtue of the Final Decree of Distribution, dated November 9, 1932, in the Matter of the Estate of Frank Nunziato, Deceased, recorded in the Office of the County Recorder for the City and County of San Francisco, California, on November 29, 1932, in Book 2455 at page 80 of the Official Records, in and to the real property situated in the City and County of San Francisco, California, particularly described as First and Second Parcels, in Exhibit A attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property.

b. All right, title, interest and claim of Raffaella Nunziato in and to the insurance policies particularly described in Exhibit B attached hereto and by reference made a part hereof, which relate to the premises described in subparagraph 3-a hereof, and

c. All right, title, interest and claim of any name or nature whatsoever of Raffaella Nunziato in and to any and all obligations, contingent or otherwise and whether or not matured, owing to her by Mrs. Frank Tarantino, nee Caroline Di Mauro, San Francisco, California, including but not limited to all security rights in and to any and all collateral for any or all of such obligations, and the right to enforce and collect such obligations,

is property within the United States owned or controlled by a national of a designated enemy country (Italy);

And determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Italy);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances, and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

FIRST PARCEL

All that certain real property situate in the City and County of San Francisco, State of California, viz:

Commencing at a point on the southerly line of Broadway distant thereon 58 feet 6 inches westerly from the westerly line of Montgomery Street; running thence westerly and along said line of Broadway 79 feet; thence at a right angle southerly 70 feet to the northerly line of Verdi Place, thence at a right angle easterly along said line of Verdi Place 79 feet; thence at a right angle northerly 70 feet to the point of commencement. Being part of 50 Vara Lot No. 9 in Block No. 66.

SECOND PARCEL

All that certain real property situate in the City and County of San Francisco, State of California, viz:

Commencing at the point of intersection of the westerly line of Montgomery Street and the southerly line of Verdi Place; running thence southerly and along said line of Montgomery Street 47 feet 6 inches; thence at a right angle westerly 137 feet 6 inches; thence at a right angle northerly 47 feet 6 inches to the southerly line of Verdi Place; thence at a right angle easterly along said

line of Verdi Place 137 feet 6 inches to the point of commencement.

Being part of 50 Vara Lot No. 9 in Block No. 66.

EXHIBIT B

(1) Insurance covering First Parcel of property:

Fire Insurance: Policy No. 1249, Great American Insurance Co., 3 Years—3/2/42 to 3/2/45 \$13,000.

War Damage: Policy No. 278-08-217, Great American Insurance Co., 1 Year—7/1/43 to 7/1/44 \$20,000.

Plate Glass: Policy No. 148434, Great American Indemnity Co., 1 Year—3/9/43 to 3/9/44

Elevator Liability: Policy No. LE-15378, Great American Indemnity Co., 1 Year—10/11/43 to 10/11/44 \$10,200,000.

Public Liability: Policy No. LO-349467, Great American Indemnity Co., 3 Years—8/1/43 to 8/1/46 Limits \$5/10,000.

(2) Insurance covering Second Parcel of property:

Public Liability: Policy No. LO-349467, Great American Indemnity Co., 3 Years—8/1/43 to 8/1/46 Limits \$5/10,000.

[F. R. Doc. 44-4056; Filed, March 22, 1944;
10:40 a. m.]

[Vesting Order 3227]

KAGAE ARATANI

In re: Real property, claim and property insurance policy owned by Kagae Aratani.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Kagae Aratani is Yooka-cho, Takase-machi, Tamana-gun, Kumamoto-ken, Japan, and that she is a resident of Japan and a national of a designated enemy country (Japan);

2. That Kagae Aratani is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Real property situated at Kapahulu, Walkiki, Honolulu, City and County of Honolulu, Territory of Hawaii, particularly described as being Lot Number Five (5) of the tract of land known as the "Hollinger Tract", as shown on the map thereof, filed in the Office of the Registrar of Conveyances at Honolulu, as Registered Map Number Seventy-six (76), together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, and interest of Kagae Aratani in and to fire insurance policy No. 512292 issued by the California Insurance Company of San Francisco, San Francisco, California, insuring the premises described in subparagraph 3-a hereof, and

c. All right, title, interest and claim of any name or nature whatsoever of Kagae Aratani in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Kagae Aratani by Kumazo Aratani, including but not limited to all security rights in and to any and all collateral for any and all of such obligations and the right to enforce and collect such obligations, and including particularly any and all claims against Kumazo Aratani arising out of the management of the property described in subparagraph 3-a hereof,

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4057; Filed, March 22, 1944;
10:40 a. m.]

[Vesting Order 3230]

SADANOSUKE HATA

In re: Real property, property insurance policies and bank accounts owned by Sadanosuke Hata.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Sadanosuke Hata is Hiroshima, Japan, and that he is a resident of Japan and a national of a designated enemy country (Japan);

2. That Sadanosuke Hata is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Real property situated in the County and Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, and real property situated in the County of Honolulu, Territory of Hawaii, particularly described in Exhibit B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements, and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property.

b. All right, title and interest of Sadanosuke Hata in and to the following insurance policies:

(1) Fire Insurance Policy No. 663490 issued by The Mercantile Insurance Co. of America, San Francisco, California;

(2) Fire Insurance Policy No. 90600 issued by the Home Insurance Co. of Hawaii, Limited, Honolulu, T. H.;

(3) Fire Insurance Policies No. 29828 and 28224 issued by the Fidelity and Guaranty Fire Corporation, San Francisco, California;

insuring the premises described in subparagraph 3-a hereof, and

c. All right, title, interest and claim of Sadanosuke Hata in and to a certain bank account in the Bishop National Bank of Hawaii, Hilo Branch, Hilo, T. H. and a certain bank account in the Bank of Hawaii, Hilo Branch, Hilo, T. H., both of which are due and owing to, and held for Sadanosuke Hata, in the name of "S. Hata", including but not limited to all security rights in and to any and all collateral for any and all of such accounts or portion thereof, and the right to enforce and collect the same.

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All of that certain parcel of land (portion of the land described in Royal Patent Grant Number 3739 to J. D. Spreckels and A. B. Spreckels), situate, lying and being on the Northwestern side of Kalakaua Avenue, in the City of Hilo, Island, County and Territory of Hawaii, and thus bounded and described:

Beginning at a 1/2" pipe at the South corner of this lot and on the West side of Kalakaua Avenue, the coordinates of said point of beginning referred to the Government Survey Trig. Station "Halai" being 3266.46 feet North and 3259.08 feet East and running by true azimuths:

1. 155°44' 118.67 feet along Catholic Mission's lot to a 1/2" pipe;
2. 236°30' 97.46 feet along Lots 9 and 11 to a spike set in concrete;
3. 328°11' 124.03 feet along Lot 11 to a cut in sidewalk on the West side of Kalakaua Avenue;
4. 59°58' 113.07 feet along the West side of Kalakaua Avenue to the point of beginning. Containing an Area of 12,717 Square Feet or thereabouts.

Together with the right to use that certain passageway hereinafter described, lying in the rear of the premises hereinabove described, in common with all other owners of property lying contiguous to said passageway, for a general right-of-way over the said roadway at all times and for all purposes in connection with the aforesaid parcel of land, namely:

That certain tract of land, being a portion of said Grant 3739, above mentioned, leading off of Kalakaua Avenue in the Northwestern direction in said City of Hilo, described as follows:

Beginning at a X cut in sidewalk of the East corner of this lot and on the West side of Kalakaua Avenue, the coordinates of said point of beginning referred to Government Survey Trig. Station "Halai" being 3329.97 feet North and 3368.94 feet East and running by true azimuths:

1. 59°58' 13.83 feet along the West side of Kalakaua Avenue to a X cut in sidewalk;

2. 148°11' 124.03 feet along Lot 10 to a spike set in concrete;
3. 56°30' 25.70 feet along same to a spike set in concrete;
4. 146°30' 37.27 feet along Lot 9;
5. 236°30' 38.45 feet along Lots 9 and 12 to a X cut in cement walk;
6. 327°25' 162.11 feet along Lots 7, 6, 5, 4, 3 and 2 to the point of beginning.

EXHIBIT B

All of that certain parcel of land situate on the Southwest side of Queen Street, City and County of Honolulu, Territory of Hawaii, bounded and described as follows:

Beginning at a pipe, at the North corner of this piece, on the Southwest side of Queen Street, the true azimuth and distance from a Government Survey Street Monument, near the South corner of Queen and Punchbowl Streets, being 322°20' 503.25 feet, said monument is set on an offset of 26.0 feet to the South side of Punchbowl Street, running Northeasterly, and running by true azimuths:

1. 321°43' 100.75 feet along fence, along the Southwest side of Queen Street, to a pipe;
2. 71°09' 73.38 feet along fence to a pipe;
3. 155°38' 87.78 feet along fence to a pipe;
4. 242°09' 48.90 feet along fence, along the South side of Lane, to the point of beginning, and containing an area of 5628 square feet.

[F. R. Doc. 44-4059; Filed, March 22, 1944; 10:40 a. m.]

[Vesting Order 3231]

TAMOTSU HATA

In re: Real property, property insurance policies, and bank account owned by Tamotsu Hata.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Tamotsu Hata is 49-1 Chome, Shinmachi-dori, Nishi-ku, Osaka, Japan, and that he is a resident of Japan and a national of a designated enemy country (Japan);

2. That Tamotsu Hata is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

- a. Real property situated in the County and Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, and real property situated in the County of Honolulu, Territory of Hawaii, particularly described in Exhibits B and C, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements, and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title and interest of Tamotsu Hata in and to the following insurance policies:

(1) Fire Insurance Policy No. A830226, issued by the Firemen's Fund Insurance Company, San Francisco, California;

(2) Fire Insurance Policy No. 17486572 issued by the Sun Insurance Office, Ltd., London, England;

(3) Fire Insurance Policy No. OH970011 issued by the Orient Insurance Company of Hartford, San Francisco, California branch;

(4) Fire Insurance Policy No. 26712 issued by the Fidelity and Guaranty Fire Corporation of Baltimore, San Francisco, California branch;

(5) War Damage Policy No. 1173-19-12354 issued by the War Damage Corporation, Washington, D. C.;

insuring the premises described in subparagraph 3-a hereof, and

c. All right, title, interest and claim of Tamotsu Hata in and to the sum of \$1,000, constituting a portion of a certain commercial account in the Bank of Hawaii, Hilo Branch, Hilo, T. H., which is due and owing to and held for Tamotsu Hata, in the name of "T. Hata" including but not limited to all security rights in and to any and all collateral for all or part of such account and the right to enforce and collect the same,

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All of that certain parcel of land (being all of the land described in and covered by Land Patent Grant Number 5481 to W. S. Wise), situate, lying and being at Ponahawai, District of Hilo, Island, County and Territory of Hawaii, and thus bounded and described:

Lot 1: Hilo Town: Beginning at the North corner of this lot on the South side of Front Street, the coordinates of said point referred to Government Survey Trig. Station "Halai" being 2624.13 feet North and 3908.84 feet East, as shown on Government Survey Registered Map No. 2478, and running by true azimuths:

1. 306°00' 50.80 feet along Front Street;
2. 58°55' 116.80 feet along Lot 2;
3. 130°42' 55.82 feet along Smith Street;
4. 242°15' 113.24 feet along R. P. 2176, Part of L. C. A. 463 to E. Kahakumakalina;
5. 225°00' 1.41 feet along R. P. 2176, Part of L. C. A. 463 to E. Kahakumakalina to the point of beginning.

Containing an Area of 5,690 square feet, or thereabouts.

All of that certain parcel of land (being all of the land described in and covered by Land Patent Grant Number 5482 to W. S. Wise), situate, lying and being at Ponahawai, District of Hilo, Island, County and Territory of Hawaii, and thus bounded and described:

Lot 2: Hilo Town: Beginning at the North corner of this lot and the East corner of Lot 1 and on the South side of Front Street, the coordinates of said point referred to Government Survey Trig. Station "Halai" being 2594.27 feet North and 3949.94 feet East, as shown on Government Survey Registered Map No. 2478, and running by true azimuths:

1. 306°00' 19.74 feet along Front Street;
2. Thence still along Front Street on a curve to the left having a radius of 751.02 feet, the direct azimuth and distance being: 304°20' 38.52 feet to the East corner of this lot;
3. 58°55' 123.00 feet along Lot 3;
4. 130°42' 56.00 feet along Smith Street;
5. 238°55' 116.80 feet along Lot 1 to the point of beginning.

Containing an Area of 6,360 square feet, or thereabouts.

EXHIBIT B

All of that certain parcel of land (portion of the land described in Royal Patent Number 5716 to Piikoi Kamakee for Maria M. Cummins, issued on a portion of Land Commission Award Number 10605, Apana 7, to Kamakee Piikoi), situate, lying and being at Kewalo, Honolulu, City and County of Honolulu, Territory of Hawaii, comprising lots numbers two (2), three (3), four (4), twenty-three (23), twenty-four (24) and twenty-five (25), in block number eleven (11), of the tract of land known as the "Kewalo Tract", as shown on the Map thereof, recorded in the Office of the Registrar of Conveyances at Honolulu, in Liber 162 on Page 222, and thus bounded and described:

Beginning at a pipe at the North corner of this piece of land, being also the North corner of Lot 2, Block 11 of the Kewalo Tract and the East corner of Land Court Application 967, on the Southwest side of Waimanu Street, the true azimuth and distance from the South corner of Waimanu and Cummins Streets being 321°52' 100.0 feet, and thence running by azimuths measured clockwise from true South:

1. 321°52' 150.0 feet along Southwest side of Waimanu Street;
2. 51°52' 200.0 feet along Lots 5 and 22, Block 11 of the Kewalo Tract;
3. 141°52' 150.0 feet along the Northeast side of Kawaiahao Street;
4. 231°52' 200.0 feet along Lots 26, 27 and 28, Block 11 of the Kewalo Tract and Land Court Application 967, to the point of beginning.

Containing an Area of 30,000 square feet, or thereabouts.

EXHIBIT C

All of that certain parcel of land situate in Puunui, Honolulu, City and County of Honolulu, Territory of Hawaii, and more particularly described as follows:

Beginning at a pipe at the West corner of this piece of land, on the Southeast side of Liliha Street, the coordinates of said point of beginning referred to a Government Survey Street Monument near the South corner of Liliha and Wyllie Streets, being 712.67 feet South and 926.92 feet West; (said Street Monument being set on a 40 foot offset to the Northwest side of Liliha Street and on a 11.7 feet offset to the Southwest side of Wyllie Street, and being by true azimuths and distance 320°06'30" 1811.5 feet from Government Survey Triangulation Station "Wyllie"), and running by true azimuths from the above described initial point:

1. 232°56' 78.30 feet along the Southeast side of Liliha Street to a + cut in rock;
2. 304°10' 149.25 feet to a pipe;
3. 35°04' 69.80 feet to a pipe;
4. 122°44' 173.40 feet to the point of beginning and containing an area of 11,580 square feet.

[F. R. Doc. 44-4060; Filed, March 22, 1944; 10:41 a. m.]

[Vesting Order 3232]

YOSHIO MURASHIMA

In re: Real property, fire insurance policies and claims owned by Yoshio Murashima.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Yoshio Murashima is Tokyo, Japan and that he is a resident of Japan and a national of a designated enemy country (Japan);

2. That Yoshio Murashima is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

- a. Real property situated in the City and County of Fresno, State of California, particularly described as Lots 21 and 22 in Block 38 of the Town of Fresno as per map recorded June 8, 1876 in Plat Book 1 at page 2, Fresno County Records, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, and interest of Yoshio Murashima in and to fire insurance policies Nos. 127746 and 77549 issued by the Caledonian Insurance Company, insuring the premises described in subparagraph 3-a hereof,

c. All right, title, interest and claim of any name or nature whatsoever of Yoshio Murashima in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Yoshio Murashima by Harry G. Murashima, including but not limited to all security rights in and to any and all collateral for any and all of such obligations, and the right to enforce and collect such obligations, and including particularly any and all claims against Harry G. Murashima arising out of the management of the property described in subparagraph 3-a hereof, and

d. All right, title, interest and claim of any name or nature whatsoever of Yoshio Murashima in and to any and all obligations, con-

tingent or otherwise and whether or not matured, owing to Yoshio Murashima by Ben Drenth and Mabel Drenth, doing business as Drenth & Drenth, and represented on the books of Drenth & Drenth as a credit balance due Yoshio Murashima, including but not limited to all security rights in and to any and all collateral for any and all of such obligations, and the right to enforce and collect such obligations,

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that the property described in subparagraphs 3-b, 3-c and 3-d hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b, 3-c and 3-d hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4061; Filed, March 22, 1944; 10:41 a. m.]

[Vesting Order 3233]

NOBUO NAKAMURA

In re: Real property situated in the City of Long Beach, County of Los Angeles, California, property insurance policy, and bank account owned by Nobuo Nakamura.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Nobuo Nakamura is 1087 Sasatsuka cho, Shibuya-ku, Tokyo, Japan, and that he is a resident of Japan and a national of a designated enemy country (Japan);

2. That Nobuo Nakamura is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

- a. Real property particularly described as Lots 17 and 18 in Block 3 of Pacific Home Tract, in the City of Long Beach, County of Los Angeles, State of California, as per map recorded in Book 6, page 17 of Maps in the office of the County Recorder of said county, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, and interest of Nobuo Nakamura in and to insurance policy No. D-431449 issued by the Firemen's Fund Insurance Company, San Francisco, California, in the amount of \$5,500, which policy insures the improvements to the real property described in subparagraph 3-a hereof, and

c. That certain bank account with the Long Beach Main Office of the Bank of America National Trust and Savings Association, Long Beach, California, which account is due and owing to and held for Nobuo Nakamura in the name of Violet Sell, Trustee, and any and all security rights in and to any and all collateral for all or part of such account and the right to enforce and collect the same.

is property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 3-b and 3-c hereof;

All such property so vested to be held, used, administered, liquidated, sold or

otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one, or all, of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4062; Filed, March 22, 1944;
10:41 a. m.]

[Vesting Order 3311]

ALEXANDER KLEIN

In re: Trust under the will of Alexander Klein, deceased; File D-34-109; E. T. sec. 3952.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Girard Trust Company, Trustee, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Personal representatives, heirs, next of kin, distributees, successors and assigns, names unknown, of Julius Klein, deceased, Hungary.
George Kemeny, Hungary.

Alexander Kemeny, Hungary.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary; and Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of the personal representatives, heirs, next of kin, distributees, successors and assigns, names unknown, of Julius Klein, deceased, George Kemeny and Alexander Kemeny, and each of them, in and to the trust estate created under the will of Alexander Klein, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4042; Filed, March 22, 1944;
10:38 a. m.]

[Vesting Order 3312]

LENA KLEY

In re: Estate of Lena Kley, also known as Karoline Kley, deceased; File D-28-2598; E. T. sec. 4093.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Ben H. Brown, Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Marie Naegle, Germany.
Anna Kley, Germany.
Christian Kley, Germany.
August Kley, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the na-

tional interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Marie Naegle, Anna Kley, Christian Kley, August Kley, and each of them, in and to the estate of Lena Kley, also known as Karoline Kley, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4043; Filed, March 22, 1944;
10:38 a. m.]

[Vesting Order 3313]

CRESZENTIA KURZ

In re: Estate of Creszentia Kurz, also known as Cenda Kurz, deceased; File D-28-3871; E. T. sec. 6613.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Rudolph J. Scholz, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address
Rosel Bauman, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Rosel Bauman, in and to the estate of Crescentia Kurz, also known as Cenda Kurz, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4044; Filed, March 22, 1944;
10:38 a. m.]

[Vesting Order 3314]

HENRY LAUN

In re: Estate of Henry Laun, deceased;
File D-28-2266; E. T. sec. 2980.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Bank of America National Trust and Savings Association, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Napa;

(2) Such property and interests are payable or deliverable to, or claimed by, na-

tionals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emilia Laun Webber and her surviving issue, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Emilia Laun Webber and her surviving issue, and each of them, in and to the Estate of Henry Laun, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4045; Filed, March 22, 1944;
10:38 a. m.]

[Vesting Order 3315]

NATHAN STEINBERGER

In re: Trust created under the Will of Nathan Steinberger, also known as N. Steinberger, deceased; File D-66-727; E. T. sec. 5332.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by The Bank of Cali-

fornia National Association, and Robert Stanton, Co-trustees, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heirs, devisees, personal representatives or assigns, names unknown, of Ida Goldschmidt, who died a resident of Germany, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of heirs, devisees, personal representatives or assigns, names unknown, of Ida Goldschmidt, who died a resident of Germany, and each of them, in and to the Trust created under the Will of Nathan Steinberger, also known as N. Steinberger, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4046; Filed, March 22, 1944;
10:38 a. m.]

[Vesting Order 3316]

LOUIS H. WESSENDORF

In re: Estate of Louis H. Wessendorf, deceased; File D-28-7604; E. T. sec. 8084.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Lester H. Wessendorf, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Cruz;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Mrs. Martha Fischer, Germany.
Mrs. Mary Dorn, Germany.
Mrs. Toni Schlicht, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Mrs. Martha Fischer, Mrs. Mary Dorn, Mrs. Toni Schlicht and each of them, in and to the Estate of Louis H. Wessendorf, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 13, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4047; Filed, March 22, 1944;
10:38 a. m.]

[Vesting Order 3817]

FRED BOHN

In re: Estate of Fred Bohn, deceased;
File D-28-3531; E. T. sec. 5656.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Herbert Altstadt, Executor, acting under the judicial supervision of the Circuit Court of the State of Oregon, for the County of Multnomah;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emma Renz, nee Bohnsack, Germany.
Carl Bohnsack, Jr., Germany.
Werner Bohnsack, Germany.
Hans Bohnsack, Germany.
Gertrude Frahm, nee Bohnsack, Germany.
Elsie Corsten, nee Bohnsack, Germany.
Frederick Bohnsack, Germany.
Alfred Dobbartin, Germany.
Carl Bohnsack, Sr., Germany.
Emma Dobbartin, nee Bohnsack, Germany.
Otto Bohnsack, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Emma Renz, nee Bohnsack, Carl Bohnsack, Jr., Werner Bohnsack, Hans Bohnsack, Gertrude Frahm, nee Bohnsack, Elsie Corsten, nee Bohnsack, Frederick Bohnsack, Alfred Dobbartin, Carl Bohnsack, Sr., Emma Dobbartin, nee Bohnsack, Otto Bohnsack, and each of them, in and to the estate of Fred Bohn, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together

with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 14, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4048; Filed, March 22, 1944;
10:39 a. m.]

[Vesting Order 3318]

WILHELM SONNENSCHNEIN

In re: Estate of Wilhelm Sonnenschein, deceased; File D-28-1815; E.T. sec. 1337.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by The San Francisco Bank, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Wilhelm Kamm, or surviving issue, Germany.
Heinrich Kamm, or surviving issue, Germany.
Louise Kamm, or surviving issue, Germany.
Marie Kamm, or surviving issue, Germany.
Wilhelmine Kamm, or surviving issue, Germany.
Wilhelm Becker, or surviving issue, Germany.
Karl Becker, or surviving issue, Germany.
Heinrich Becker, or surviving issue, Germany.
Marie Becker, or surviving issue, Germany.
Ida Becker, or surviving issue, Germany.
Wilhelmine Becker, or surviving issue, Germany.
Karoline Sonnenschein, or surviving issue, Germany.
Wilhelm Schnatz, or surviving issue, Germany.
Fritz Schnatz, or surviving issue, Germany.
Marie Schnatz, or surviving issue, Germany.
Christine Schnatz, or surviving issue, Germany.
Fritz Baumann, or surviving issue, Germany.
Widow and children of Wilhelm Baumann (names unknown), Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Wilhelm Kamm, or surviving issue; Heinrich Kamm, or surviving issue; Louise Kamm, or surviving issue; Marie Kamm, or surviving issue; Wilhelmine Kamm, or surviving issue; Wilhelm Becker, or surviving issue; Karl Becker, or surviving issue; Heinrich Becker, or surviving issue; Marie Becker, or surviving issue; Ida Becker, or surviving issue; Wilhelmine Becker, or surviving issue; Karoline Sonnenschein, or surviving issue; Wilhelm Schnatz, or surviving issue; Fritz Schnatz, or surviving issue; Marie Schnatz, or surviving issue; Christine Schnatz, or surviving issue; Fritz Baumann, or surviving issue; Widow and children of Wilhelm Baumann (names unknown), and each of them, in and to the estate of Wilhelm Sonnenschein, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 14, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4049; Filed, March 22, 1944;
10:39 a. m.]

[Vesting Order 3324]

CAECILIE AUHAGEN ALEXANDER

In re: Trust under the will of Caecilie Auhagen Alexander, deceased; File: D-28-8239; E. T. sec. 9322 (H-109).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Hawaiian Trust Company, Limited, as Trustee, acting under the judicial supervision of the Circuit Court of the First Judicial Circuit, Territory of Hawaii;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals

of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Sophie Auhagen, Germany.
Olga Ulrich, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Sophie Auhagen and Olga Ulrich, and each of them, in and to the trust created under the will of Caecilie Auhagen Alexander, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 15, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4050; Filed, March 22, 1944;
10:39 a. m.]

[Vesting Order 3326]

HENRY TANE0 HASHIMOTO

In re: In the matter of the guardianship of Henry Taneo Hashimoto, minor; File F-39-1891; E. T. sec. 9475 (H-122).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by U. Okada, Guardian, acting under the judicial supervision of the

Circuit Court of the First Judicial Circuit, Territory of Hawaii;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely,

National and Last Known Address

Henry Taneo Hashimoto, Japan.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Japan; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Henry Taneo Hashimoto, in and to the Guardianship estate of Henry Taneo Hashimoto, minor;

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 15, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4051; Filed, March 22, 1944;
10:39 a. m.]

[Vesting Order 3327]

SOPHIE MICKINN

In re: Estate of Sophie Mickinn, deceased; File D-28-4390; E. T. sec. 7418.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the First Trust and

Savings Bank of Pasadena, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Frau Meta Nadzelka (geb Nieswandt) or her heirs, Germany.

Frau Else Ribinski (geb Nieswandt) or her heirs, Germany.

Lydia Nieswandt or her heirs, Germany.

Paul Nieswandt or his heirs, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Frau Meta Nadzelka (geb Nieswandt) or her heirs, Frau Else Ribinski (geb Nieswandt) or her heirs, Lydia Nieswandt or her heirs, Paul Nieswandt or his heirs, and each of them, in and to the Estate of Sophie Mickinn, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 15, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4052; Filed March 22, 1944;
10:39 a. m.]

[Vesting Order 3329]

LUISE ADELHELM

In re: Guardianship estate of Luise Adelhelm, an incompetent person; File F-28-9100; E. T. sec. 1289.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Liberty Title and Trust Company, Guardian, acting under the judicial supervision of the Court of Common Pleas, Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Luise Adelhelm, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All the property and estate of Luise Adelhelm, an incompetent person, of any nature whatsoever in the possession of the Liberty Title and Trust Company, as Guardian of the estate of Luise Adelhelm, an incompetent person, and

All that certain lot or piece of ground with the buildings and improvements thereon erected, situate on the North side of Cuthbert Street, at the distance of one hundred seventy-two (172) feet six (6) inches east of Twenty-first Street, containing in front or breadth on said Cuthbert Street sixteen (16) feet and extending in depth forty-seven (47) feet, known as 2033 Cuthbert Street; excepting therefrom the part thereof condemned by the City of Philadelphia, by ordinance of City Council dated December 19, 1927, as follows: All that certain lot or piece of ground with the buildings and improvements thereon erected situate on the former North side of Cuthbert Street, at the distance of One hundred and seventy two feet six inches Eastward from the East side of Twenty-first Street, in the Ninth Ward of the City of Philadelphia; containing in front or breadth along the former North side of Cuthbert Street Sixteen feet and extending of that width in length or depth Northward on the West line Seventeen feet one and seven eighths inches and on the East line Seventeen feet one and one half inches to the new North Line of Cuthbert Street,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4058; Filed, March 22, 1944;
10:41 a. m.]

[Vesting Order 3330]

JULIUS JOHANN WILHELM BEUL

In re: Estate of Julius Johann Wilhelm Beul, deceased; File No. D-28-1842; E. T. sec. 1453.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Philip F. Farley, Ancillary Administrator, acting under the judicial supervision of the Surrogate's Court, County of New York, State of New York;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Arnold Wilhelm Julius Beul, Germany.
Elfriede Wilhelmine Henriette Kortmann, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Arnold Wilhelm Julius Beul and Elfriede Wilhelmine Henriette Kortmann, and each of them, in and to the estate of Julius Johann Wilhelm Beul, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such

property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4063; Filed, March 22, 1944;
10:41 a. m.]

[Vesting Order 3331]

LOUISE ECKMANN, ET AL.

In re: Louise Eckmann, et al. vs. Louis Lehmkuhl, also known as Louis Schibilla, et al.; File D-28-2000; E. T. sec. 2078.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Clerk of the District Court of Scott County, Court House, Davenport, Iowa, Depositary, acting under the judicial supervision of the District Court of the State of Iowa, in and for Scott County, Davenport, Iowa;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Hans Eckmann, Germany.

Abeline Oltschwager, Germany.

Anna Eckmann, Germany.

Martha Eckmann, Germany.

Issue, names unknown, of Catharina Diedrich, deceased, (half-sister of Timm Eckmann, father of the decedent, George H. Eckmann), Germany.

Issue of Henry Eckmann, deceased, (full brother of Timm Eckmann, father of the decedent, George H. Eckmann), with the exception of Claus Eckmann and Henry Eckmann, who are residents of the United States, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Hans Eckmann, Abeline Oltschwager, Anna Eckmann, Martha Eckmann, issue, names unknown, of Catharina Diedrich, deceased (half-sister of Timm Eckmann, father of the decedent, George H. Eckmann), and issue of Henry Eckmann, deceased (full brother of Timm Eckmann, father of the decedent, George H. Eckmann), with the exception of Claus Eckmann and Henry Eckmann, who are residents of the United States, and each of them, in and to the proceeds derived from the sale of real estate, by decree of the District Court of the State of Iowa, in and for Scott County, in the cause entitled Louise Eckmann, et al. vs. Louis Lehmkuhl (also known as Louis Schibilla), et al., No. 33595,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4064; Filed, March 22, 1944;
10:41 a. m.]

[Vesting Order 3332]

AARON HANAUER

In re: Trust under the Will of Aaron Hanauer, deceased; File D-28-2292; E. T. sec. 3110.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Louis L. Friedman, 60 Park Place, Newark, New Jersey, Trustee, acting under the judicial supervision of the Circuit Court of Cook County, Chicago, Illinois;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Mina Rottenberg, 81 Rhine Strasse, Weisbaden, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such a person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Mina Rottenberg, in and to the trust created under the Will of Aaron Hanauer, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account, or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4065; Filed, March 22, 1944;
10:41 a. m.]

[Vesting Order 3333]

JOHN E. HORTEN

In re: Estate of John E. Horten, deceased; File D-28-8319; E.T. sec. 9588.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Phil C. Katz, Administrator with the Will Annexed, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Herbert Deutschmann, (Austria) Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Herbert Deutschmann, in and to the Estate of John E. Horten, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4066; Filed, March 22, 1944;
10:42 a. m.]

[Vesting Order 3334]

ANNA B. JOHNSON

In re: Estate of Anna B. Johnson, deceased; File: D-28-7831; E. T. sec. 8569.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by George Kramer, Executor, acting under the judicial super-

vision of the Superior Court of the State of California in and for the City and County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Johanna M. Gassmus, Dresden, Saxony, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Johanna M. Gassmus, in and to the Estate of Anna B. Johnson, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4067; Filed, March 22, 1944;
10:42 a. m.]

[Vesting Order 3335]

HENRY D. A. PAPENHUSEN

In re: Trust under the Will of Henry D. A. Papenhusen, deceased; File D-28-7475; E. T. sec. 7698.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by St. Louis Union Trust Company, 323 North Broadway, St. Louis, Missouri, Executor and Trustee, acting under the judicial supervision of the Probate Court, Clinton County, Illinois and St. Louis Probate Court, St. Louis, Missouri;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Magdalene Kunst, Germany.

Elsa Kunst, Germany.

Mrs. Lena Bothe, Germany.

Mrs. Henry Christensen, Denmark.

Descendants of Elsa Kunst, names unknown, Germany.

Descendants of Mrs. Lena Bothe, names unknown, Germany.

Descendants of Mrs. Henny Christensen, names unknown, Germany.

And determining that—

(3) Mrs. Henny Christensen, a citizen or subject of a designated enemy country, Germany, and within an enemy occupied country, Denmark, is a national of a designated enemy country, Germany;

(4) To the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Magdalene Kunst, Elsa Kunst, Mrs. Lena Bothe, Mrs. Henny Christensen, descendants of Elsa Kunst, names unknown, descendants of Mrs. Lena Bothe, names unknown, and descendants of Mrs. Henny Christensen, names unknown, and each of them, in and to the trust estate created under the will and codicil of Henry D. A. Papenhusen, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4068; Filed, March 22, 1944;
10:42 a. m.]

[Vesting Order 3336]

JOSEPH STRNAD, ET AL.

In re: Joseph Strnad, et al. vs. Anna Strnad, et al.; File D-34-575; E. T. sec. 6426.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by H. Sam Priest, Clerk of the Circuit Court, City of St. Louis, Missouri, Depositary, acting under the judicial supervision of the Circuit Court, City of St. Louis, Missouri;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Fanny Nagy (nee Ulrich), Hungary.

Person or persons, names unknown, entitled to the estate of Maria Csetle, also known as Mrs. Julius Hajnal, also known as Maria Hajnal, deceased, Hungary.

Margaret Helen Frei, Hungary.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

The sum of \$167.28 which is in the possession and custody of H. Sam Priest, Clerk of the Circuit Court, City of St. Louis, Missouri, as depositary, pursuant to the order of the Circuit Court, City of St. Louis, Missouri, entered December 8, 1942, in cause entitled Joseph Strnad, et al. vs. Anna Strnad, et al., File No. 52048-C.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4069; Filed, March 22, 1944;
10:42 a. m.]

[Vesting Order 3337]

MARIE WACH

In re: Estate of Marie Wach, deceased; File D-6-1062; E. T. sec. 8358.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Jacob Grob, 1031 Nela View Avenue, Cleveland Heights, Ohio, Executor, acting under the judicial supervision of the Probate Court of Cuyahoga County, in the State of Ohio;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Anna Hawerda, 40 Oberzellergasse 8-1 Vienna (Austria), Germany.

And determining that—

(3) If such a national is a person not within a designated enemy country, the national interest of the United States requires that such a person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Anna Hawerda, in and to the estate of Marie Wach, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should

be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4070; Filed, March 22, 1944;
10:42 a. m.]

[Vesting Order 593, Amdt.]

TSUKUSA AND TOMOE KIYONO

In re: Certain real property in Mobile, Alabama, and a bank account, owned by Tsukusa and Tomoe Kiyono.

Vesting Order Number 593, dated December 30, 1942, is hereby amended as follows and not otherwise:

By deleting subparagraph 2-a of said vesting order and substituting a new subparagraph, to be known as subparagraph 2-a, with the following language:

All right, title, interest and estate, both legal and equitable, of said Tsukusa Kiyono and Tomoe Kiyono, and each of them, in and to that certain real property, together with all fixtures, improvements and appurtenances thereto, situated at 38 Houston Street, Mobile, Alabama, and particularly described as follows:

Lot 18 of Dauphin Place according to Plat recorded in Deed Book 102, N. S., page 27 in the Probate Court of Mobile County, Alabama;

All other provisions of said Vesting Order Number 593 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 18, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4053; Filed, March 22, 1944;
10:39 a. m.]

[Vesting Order 2875, Amdt.]

PAUL HOLLENDER, ET AL.

In re: Shares owned by Paul Hollender, et al.

Vesting Order Number 2875, dated January 4, 1944, is hereby amended to read as follows:¹

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

¹ Vesting Order 2875 filed with Division of the Federal Register.

and pursuant to law, the undersigned, after investigation, finding:

1. That of the outstanding capital stock of Thorer & Hollender, Inc., a corporation organized and doing business under the laws of the State of New York and a business enterprise within the United States, consisting of 5,000 shares of 4% non-voting non-cumulative preferred stock having a par value of \$100 a share and 1,500 shares of common stock having a par value of \$100 a share, 5,000 shares (100%) of the 4% non-voting non-cumulative preferred stock and 639 shares (42.6%) of the common stock are registered in the name of Aktiebolaget Grenwall & Soderstrom, a Swedish corporation, and are beneficially owned by the persons listed below as their respective interests may appear:

Paul Hollender, Gerhard Hollender, Estate of Arndt Thorer, deceased, his heirs, legatees, executors, and administrators,

and are a substantial part of the stock of and an interest in said business enterprise;

2. That Paul Hollender, Gerhard Hollender and Estate of Arndt Thorer, deceased, his heirs, legatees, executors and administrators, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

3. That the interest of Paul Hollender in a certain agreement dated March 29, 1939 between Thorer & Hollender, Inc., Curt Mahler and Paul Hollender is property within the United States owned or controlled by a national of a designated enemy country (Germany);

And determining:

4. That as a result of such beneficial ownership Thorer & Hollender, Inc. is acting for and on behalf of Paul Hollender, Gerhard Hollender and Estate of Arndt Thorer, deceased, his heirs, legatees, executors and administrators, and is as a result of such beneficial ownership a national of a designated enemy country (Germany);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 5,000 shares of 4% non-voting non-cumulative preferred stock and the 639 shares of common stock of Thorer & Hollender, Inc., and the interest of Paul Hollender in the agreement dated March 29, 1939, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 9, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4054; Filed, March 22, 1944;
10:43 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 111, Revocation]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN POINTS IN INDIANA

Upon consideration of an application for revocation of Supplementary Order ODT 3, Revised-111 (8 F.R. 15995), filed with the Office of Defense Transportation by The Silver Fleet Motor Express, Inc., Louisville, Kentucky, and good cause appearing therefor,

It is hereby ordered, That Supplementary Order ODT 3, Revised-111 be, and it hereby is, revoked, effective March 23, 1944.

Issued at Washington, D. C., this 23d day of March 1944.

C. D. YOUNG,
Acting Director,
Office of Defense Transportation.

[F. R. Doc. 44-4132; Filed, March 23, 1944;
11:33 a. m.]

[Supp. Order ODT 3, Rev.-144, Correction]

COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN NEW YORK CITY AND ALBANY, N. Y.

Supplementary Order ODT 3, Revised-144 (9 F.R. 315) is hereby corrected by deleting "William Selley, doing business as Selley Express" and substituting "Selley's Express, Inc." in the preamble thereof.

Issued at Washington, D. C., this 23d day of March 1944.

C. D. YOUNG,
Acting Director,
Office of Defense Transportation.

[F. R. Doc. 44-4133; Filed, March 23, 1944;
11:33 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Amdt. 31 to Order A-1]

GYPSUM WALL BOARD, LATH AND SHEATHING

MODIFICATION OF MAXIMUM PRICES

Amendment No. 31 to Order No. A-1 under § 1499.159b of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Modification of maximum prices in Maximum Price Regulation No. 188.

An opinion accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Paragraph (a) (13) of Order No. A-1 is amended to read as follows:

(13) Modification of maximum prices for gypsum wall board, lath and sheathing—(i) Manufacturers' sales. Manufacturers' sales of gypsum wall board, lath and sheathing may be made at prices not exceeding the maximum prices specified below when the following conditions have been met:

(a) The sale is made f. o. b. at a mill located within the shipping-point originating territory set forth below;

(b) The sale must be made:

(i) To the War Department, the Navy Department, the Maritime Commission, the Federal Public Housing Authority or the Federal Works Agency;

(ii) To any lumber or building material dealer holding a War Production Board priority rating of AA-3 or higher for the purchase of gypsum board products on behalf of any of these designated government agencies; or

(iii) To a lumber or building material dealer holding a War Production Board priority rating of AA-3 or higher and the National Housing Agency Allotment symbol "H-1" for the purchase of gypsum board products.

(c) The gypsum wall board, lath or sheathing must be for use on a "government project", or a project bearing the symbol "H-1"; and

(d) The gypsum wall board, lath or sheathing must be destined for use in California, Arizona, Oregon, or Washington.

Shipping point origin. Indiana, Iowa, Michigan, Oklahoma, Texas, Ohio:

	Per M sq. ft.
Gypsum wall board 1/4"	\$20.00
Gypsum wall board 3/8"	23.00
Gypsum wall board 1/2"	25.00
Gypsum lath	13.00
Gypsum sheathing 1/2"	20.00
Gypsum sheathing (weatherproof treated) 1/2"	22.50
Gypsum board roof units (laminated) 3/4"	54.00
Gypsum board roof units (laminated) 1"	58.00

	Per M sq. ft.
Gypsum board roof units (laminated) 1½"	\$87.00
Gypsum board roof units (laminated) 2"	116.00
Gypsum board sheathing (laminated) ¾"	44.00
Gypsum board sheathing (laminated) 1"	48.00
Gypsum board sheathing (weather-proof treated, laminated) 1"	53.00
Gypsum board partition panel (laminated) 1"	58.00
Gypsum board partition panel laminated) 1½"	87.00

(ii) *Dealers' sales.* Any lumber or building material dealer holding a War Production Board priority rating of AA-3 or higher for the purchase of gypsum board products on behalf of any of the government agencies designated in subdivision (i) (b) (i) or any dealer holding a War Production Board priority rating of AA-3 or higher and the National Housing Agency Allotment symbol "H-1" for the purchase of gypsum board products, who purchases gypsum wall board, lath or sheathing for use within the States of California, Arizona, Oregon or Washington from a manufacturer located at any of the shipping point origins specified above, may add to his cost, at such shipping point, the actual cost of transportation from such shipping point to destination plus the same dollars-and-cents mark-up as he would add on a shipment originating at a mill located within the State of California for a comparable sale.

(iii) Every manufacturer making sales subject to this subparagraph (13) shall submit on or before the first day of each month after March 24, 1944 to the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., a monthly report showing:

The name and address of each purchaser or dealer.
Point of origin of shipment.
Kind, quantity and thickness sold.
The name and location of job.

(iv) Every lumber or building material dealer making sales subject to this subparagraph (13) shall submit on or before the first day of each month after March 24, 1944 to the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., a monthly report showing:

The name and address of each purchaser.
Point of origin of shipment and name of manufacturer.
Kind, quantity and thickness sold.
The name and location of job.

(v) The term "government project" used in this subparagraph (13) shall mean a project constructed pursuant to a contract entered into with any of the following government agencies or any subcontract thereunder: The War and Navy Departments, the Maritime Commission, the Federal Public Housing Authority or the Federal Works Agency.

(vi) This subparagraph (13) may be revoked at any time.

This Amendment No. 31 shall become effective March 24, 1944, and shall

terminate July 1, 1944, unless otherwise extended by amendment.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-4143; Filed, March 23, 1944;
11:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 54-51]

NATIONAL POWER & LIGHT CO. AND BIRMINGHAM ELECTRIC CO.

ORDER GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 21st day of March, A. D. 1944.

Birmingham Electric Company, an electric utility company, and its corporate parent, National Power & Light Company, a registered holding company, and itself a subsidiary of Electric Bond and Share Company, likewise a registered holding company, having filed joint applications and declarations and amendments thereto under the Public Utility Holding Company Act of 1935, particularly sections 7 (e), 10 and 12 thereof and Rules U-42 and U-45 thereunder regarding: (1) the relinquishment by National Power & Light Company to Birmingham Electric Company of rights to receive common stock in the amount of \$1,254,540 and securities junior to the preferred stock in the amount of \$1,130,000 in the latter company; (2) the acquisition by National Power & Light Company of three shares of the common stock of Birmingham Electric Company; (3) the surrender for cancellation by National Power & Light Company to Birmingham Electric Company of 800,000 shares of issued common stock of the latter company in exchange for 545,610 shares of new common stock; (4) the acquisition by Birmingham Electric Company, at the call price of 110, of 10,000 shares of \$7 preferred stock for cancellation; (5) the redemption by Birmingham Electric Company, at the call price of 101, of \$1,200,000 principal amount of first mortgage bonds; (6) the reduction of stated capital and creation of capital surplus to absorb a write-down in plant account and to make other accounting adjustments; and (7) the amendment by Birmingham Electric Company of its certificate of incorporation to provide certain voting rights to its preferred stockholders and to reduce authorized capital; and

National Power & Light Company having requested that the order of the Commission dated November 3, 1941 in Pennsylvania Power & Light Company, et al.,

(File No. 59-29) restricting the payment of dividends by Birmingham Electric Company to, or the receipt thereof by, National Power & Light Company be rescinded; and

National Power & Light Company and Birmingham Electric Company having requested that our order contain recitals with respect to the proposed transfers of securities as being in accordance with sections 371 (d) and 1808 (f) of the Internal Revenue Code; and

A public hearing on said joint applications and declarations, as amended, having been duly held, the Commission having considered the record in this matter and having made and filed its findings and opinion therein:

It is ordered, That, subject to the terms and conditions prescribed in Rule U-24 promulgated pursuant to the Public Utility Holding Company Act of 1935, said joint applications and declarations, as amended, be granted and permitted to become effective; and

It is further ordered, That the restriction regarding the payment of common dividends by Birmingham Electric Company and the receipt thereof by National Power & Light Company as contained in the order of this Commission dated November 3, 1941, Pennsylvania Power & Light Company, et al. (File No. 59-29), is hereby rescinded.

It is further ordered, That the transfer by National Power & Light Company to Birmingham Electric Company of its rights to receive common stock in the amount of \$1,254,540 and securities junior to the preferred stock in the amount of \$1,130,000 of the latter company and the transfer by National Power & Light Company to Birmingham Electric Company of 800,000 shares of the issued common stock of Birmingham Electric Company and the issuance of 545,610 shares of new common stock by Birmingham Electric Company to National Power & Light Company are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-4114; Filed, March 23, 1944;
10:31 a. m.]

[File No. 7-731]

BOSTON STOCK EXCHANGE

ORDER SETTING HEARING ON APPLICATION TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of March, A. D. 1944.

In the matter of application by the Boston Stock Exchange to extend unlisted trading privileges to Consolidated Natural Gas Company, Capital stock, \$15 par value.

The Boston Stock Exchange, pursuant to section 12 (f) of the Securities Exchange Act of 1934, and Rule X-12F-1 promulgated thereunder, having made

application to the Commission to extend unlisted trading privileges to the above-mentioned security;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Monday, April 10, 1944, at the office of the Securities and Exchange Commission, 82 Devonshire Street, Boston, Massachu-

setts, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Frank Kopelman, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel

their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 44-4115; Filed, March 23, 1944;
10:31 a. m.]